

**Clearing up****Banks take the risk out of settlement**

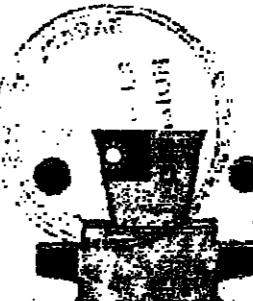
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**Algerian gamble****French gamble may not pay off**

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**Humans v robots****How Toyota keeps a balance**

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**Taiwan and China****Once again on speaking terms**

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FINANCIAL TIMES

Europe's Business Newspaper

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Royal Oak raises offer to C\$2.4bn in fight for Lac

Royal Oak Mines, Vancouver-based gold producer, lifted its bid for Lac Minerals, the much larger Canadian mining group, by about 14 per cent to C\$2.4bn (US\$1.75bn). The latest offer substantially raises the amount of cash available to Lac shareholders. Analysts predicted that American Barrick, which has submitted a rival C\$2.2bn bid, would sweeten its package, or that other offers would surface. Page 15

Wallenberg raises stake in SE-Banken: Sweden's Wallenberg group has sharply tightened its grip on Skandinaviska Enskilda Banken, the country's largest commercial bank, after buying nearly 30m A shares worth almost SKr1bn (US\$23m). Page 15

Peru president's wife may oppose him: Susana Higuchi (left), wife of Peruvian president Alberto Fujimori, said she might stand against him as a presidential candidate and has complained to the attorney-general that legislation prohibiting the president's close relatives from running for office is unconstitutional. Page 14

Charge puts Sara Lee in the red: International food and personal products company Sara Lee suffered a net fourth-quarter loss of \$308m after a previously announced \$480m restructuring charge to trim costs in its hosiery division. Page 17

Sharp fall in coffee prices: Coffee futures in New York lost nearly 11 per cent in late trading as investment funds and other speculative players pulled out. Commodities, Page 22

NKK to transfer jobs: Lossmaking Japanese steelmaker NKK said it would shed 1,300 jobs by transferring staff to affiliates or customers. Page 4

BA's 40% rise leaves City unimpressed: British Airways reported a 40 per cent increase in first quarter pre-tax profits to \$88m. Although in line with expectations, they did not match the more bullish forecasts of more than 250m pre-tax and BA shares fell 12p to close at 417p. Lex, Page 15; Lex, Page 14

India's trade gap narrows: India's exports grew 9.5 per cent to reach \$5.5bn in the first three months of the fiscal year and the country's trade balance for the period fell to \$197.94m from \$301.49m, the commerce ministry reported. Page 4

Record results from US stores group: US stores group May Department Stores reported second quarter net income up 11 per cent to \$130m and said sales and earnings reached record highs in the six months to July. The group plans to open more stores. Page 17

Charter stands by Esab: UK industrial group Charter said it stood by its bid for Esab in spite of a further rise in the Swedish welding group's share price above the offer price following a sharp upgrade in the company's profits forecast. Page 15

Boeing in \$600m Chinese deal: Boeing signed its biggest manufacturing agreement with a Chinese company with a contract worth about \$600m for the Xian Aircraft Company to supply aft sections for Boeing's 737 twin-engine airliners. Page 3

Claims for business failures fall: UK trade credit insurance company Trade Indemnity demonstrated the impact of an improving economy as gross claims against policies fell by 45 per cent in the first half of the year. Page 20

Two navy ships protect trawlers: Two Royal Navy ships will be in place in the Bay of Biscay later today to protect Cornish fishing vessels from further attacks by Spanish fishermen angry at their use of drift nets to catch tuna. Page 7

Smith & Nephew sells locksmiths: Healthcare products maker Smith & Nephew sold its worst performing business, Ioptek, which makes eye implants, for 21m (US\$17m) - about \$150m less than it paid for it in 1988. Page 16; Lex, Page 14

Saatchi & Saatchi beat forecasts: Advertising group Saatchi & Saatchi announced higher than expected interim pre-tax profits of £15.3m (US\$22.7m), up 68 per cent on the previous year. Chief executive Charlie Scott said the volume and quality of new business this year was the best since he joined the group in 1990. Page 16

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López spreads his gospel to the adjustable desk

By Christopher Parkes

In Frankfurt

Putting Volkswagen back on its feet is not most people's idea of a part-time job, but the man in the group's second-in-command, Mr José Ignacio López de Arriortua, has found time enough for a spot of freelancing in the furniture trade.

For the past six months he has been helping fit a new set of legs to Flötto, a small private company manufacturing office and school furniture. In October, VW's production director will make a personal appearance at a Cologne trade fair where he will share the limelight with the Gütersloh company's latest product: a desk.

No ordinary desk, it is being touted as an adjustable work station developed, designed and manufactured according to the gospel of lean production and continuous improvement so vigorously promulgated by Mr López since his stormy arrival in Germany from General Motors in March 1993.

His involvement followed extensive consultations with Japanese and other experts in modern manufacturing techniques by company owner, Mr Reinhard Flötto.

According to his spokesman, Mr Flötto needed someone who would support management in pushing through changes necessary to counter the effects of recession and structural crisis which had knocked up to 40 per cent of earnings in the office furniture sector.

Mr Flötto, he said, had no qualms about approaching Germany's unofficial Archbishop of the Church of Continuous Improvement Processes, and signing him up for a "co-operation agreement".

Since then the controversial Basque has worked in his spare time - on undisclosed terms - as patron of and participant in the Flötto project. Even his daughter, Maite, a trained industrial designer, has joined in briefly.

The application of just-in-time and lean production principles have allowed the company to dispense with its main stock-holding warehouse, which is now earning Mr Flötto almost DM1m (US\$600,000) a year in rent.

Mr López's appearance at the

October launch will earn the new desk - and Mr López - a wealth of publicity.

According to Volkswagen, his extra-curricular involvement was compatible with the group's endorsement of continuous improvement as a cure for many of the ills throughout German industry.

The arrangement was private. There was no question of his not having enough to do at VW, a spokesman said. "He has simply got an enormous amount of energy."

Brussels plan may lead to higher prices for car parts

Commission plans to unify rules on design protection

By Emma Tucker in Brussels

European car owners may be forced to pay higher prices for spare parts and banned from shopping around for better deals under European Commission proposals to harmonise rules governing the legal protection of industrial design.

The Commission's plans will insist that certain car body parts be legally protected for the first three years after a car is launched, giving the manufacturers the exclusive right to supply spares during that period.

Consumers and independent suppliers fear the proposals will stifle competition and allow car manufacturers to charge what they wish for windscreen, panels, headlamps and other parts.

The UK currently has a completely free market in the supply of spare parts for repairs. This contrasts sharply with countries such as France, which uses copyright law to protect car makers from the competition of independent suppliers.

The Commission, under pressure from powerful carmakers on one side, and consumer groups and independent suppliers on the other, has come up with the

three-year compromise as part of a wider initiative to harmonise rules covering the protection of industrial design. These rules currently differ greatly across the 12 member states.

In the proposals, the Commission argues that many car parts, such as windscreen, are unlikely to qualify for legal protection according to strict rules defining design and that consumer groups are overestimating the costs of such protection.

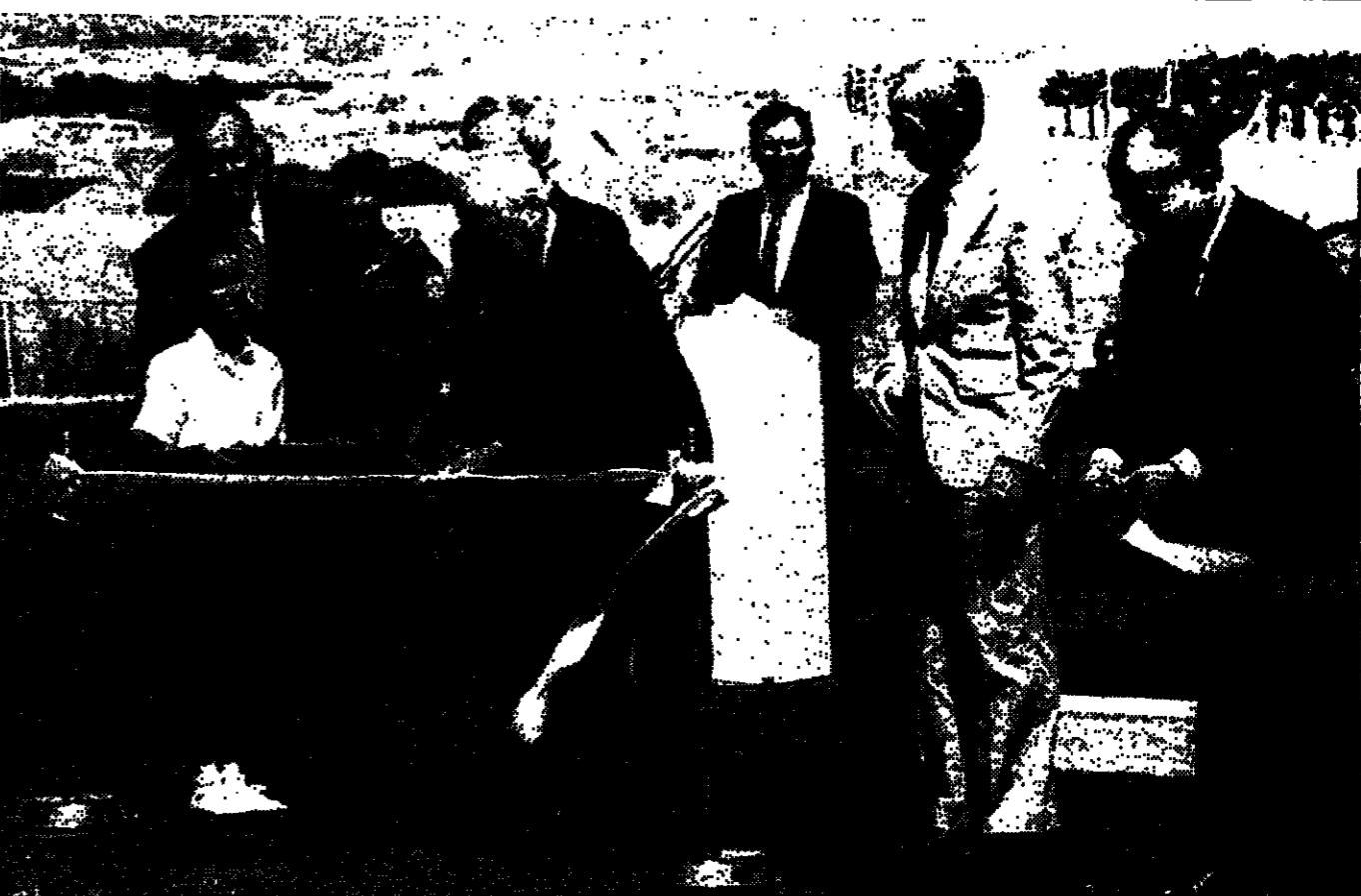
No final decision has been taken on the Commission's proposals. They are being scrutinised by the working group of the Council of Ministers and have yet to be debated by the European Parliament.

However, independent suppliers believe manufacturers could use the three-year ruling to create a monopoly in the supply of spare parts.

"Without a repair right, the availability of spare parts would decrease, the price of spare parts would increase, and the very existence of the European independent spare parts industry

Continued on Page 14

Toyota helps to ease the daily grind, Page 10



Minefield offers route to Jordan

Israel and Jordan changed the road map of the Middle East yesterday, opening a border crossing on a former minefield and inaugurating what Jordan's Crown Prince Hassan described as "a commonwealth of shared human interests" that would do away with regional poverty and injustice. Julian Ozanne reports from the Israel-Jordan border.

The crown prince, with Mr Rabin, Israeli prime minister, and US secretary of state Warren Christopher all emphasised the border opening would pave the way to a tourism boom, business and commercial contacts and economic co-operation

"Three weeks ago the dream of peace was far away," Mr Rabin said shortly before he and Prince Hassan cut the white ribbon opening the new border 3km north of the Red Sea ports of Aqaba in Jordan and Eilat in Israel. "Today it is materialising: telephone lines, tourism. Soon it will seem as though this is the way it has always been." The prince said the border was the beginning of regional transport

networks and a token of Israel's and Jordan's desire for material economic links. "Let the opening of this border gate in this particular location mark the foundation stone on which we intend to build our common future," he said. Mr Christopher said the two nations were "weaving together the fabric of human contact and mutual interest that are the

Continued on Page 14

Bank's verbal error in bid battle costs its client £4m

By Simon Davies and Norma Cohen in London

A technical slip by Schroders, one of London's leading merchant banks, is to result in an unprecedented £4m (£6m) compensation payment to investors who sold shares in a takeover target on the basis of a misleading announcement.

The financial adviser's mistake - the failure to include a standard phrase in a statement to the London Stock Exchange - was described yesterday by one adviser involved in the bid as "like leaving a full stop off the end of a sentence".

It could have spelled failure for a bid by Schroders' client, the US funeral group Service Corporation International, but the Takeover Panel - London's self-regulatory body for bids - yesterday finally forgave the lapse as an "innocent mistake".

As a result, SCI made a third offer for Great Southern, which finally got the backing of the UK funeral company. The new bid, at 75p per ordinary share, values Great Southern at £112.9m. The Panel tomorrow morning

day. The refund will amount to 65p per ordinary share and 38p per convertible share. The bulk of sales were made to SCI, and the compensation on those sales would amount to about £3.73m.

Mr David Challen, Schroders' group director of corporate finance, said: "The issue of where the cost of this fails is simply not one which has at this stage been discussed", but he admitted the possibility that some compensation might be paid to SCI. Schroders claimed the mistake was the joint responsibility of the entire advisory team, which included Smith & Williamson Securities and lawyers Linklaters & Paines.

Baring Brothers is appealing against SCI's increased bid on behalf of Loewen Group, a Canadian funeral operator which emerged last week as a potential "white knight" bidder for Great Southern.

SCI, which is the world's largest private burial company, made its first offer for Great Southern at 60p a share. The original offer was rejected by the Fields family, who controlled 56 per cent of the company's ordinary shares. Yesterday, however, the Fields accepted the higher terms.

This announcement appears as a matter of record only

August 1994

EBS
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WestLB Group

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ING Bank, Dublin Branch

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The Dai-Ichi Kangyo Bank, Limited

The Fuji Bank, Limited

Landesbank Schleswig-Holstein International S.A.

The Royal Bank of Scotland plc

Société Générale, London Branch

The Tokai Bank, Limited

Managers

The Nikko Bank (UK) plc

AIB Capital Markets

Banque et Caisse d'Epargne de l'Etat, Luxembourg

Bayerische Landesbank Girozentrale, London Branch

The Chase Manhattan Bank, N.A.

The Sakura Bank, Limited

The Chuo Trust and Banking Company, Limited

Monte dei Paschi di Siena, London Branch

The Toyo Trust and Banking Company, Limited

Agent

Barclays Bank PLC

NEWS: EUROPE

Italian rail deal raises wage cost fears

By Andrew Hill in Milan

Mr Publio Fiori, Italy's transport minister, has again stirred up controversy by intervening to avoid industrial action by a maverick transport union, at the risk of provoking increased salary demands from other employees.

Mr Fiori struck an informal deal on bonus pay with Comu, the Italian train drivers union, at the end of last week, averting a strike which threatened

to disrupt rail traffic on the busiest holiday weekend.

The accord provoked a sharp reaction from Italy's larger unions, and has raised fears that it will be difficult to rein in labour costs as the government's economic team has demanded when the Ferrovie dello Stato, the state-owned company which runs the rail-way system, begins formal negotiations with its 140,000 employees in September.

Last month, Mr Fiori waded

into the dispute between Alitalia, the state airline, and cabin staff, by announcing an inquiry into the failure of the company's management to foresee wildcat strike action by a small breakaway union. An accord was eventually reached on radical restructuring plans in spite of Mr Fiori's intervention, which management feared would undermine their efforts.

In the wake of the Comu deal, stationmasters have

called strikes for August 21 and September 10. The FS has estimated the cost of the informal deal at £700m (23bn) for the 20,000 train drivers, rising to nearly £400m if the company is forced to concede similar bonuses to other staff.

The FS yesterday refused to comment, pointing out merely that Mr Fiori's intervention was "anomalous" given the FS's shareholder was not the Transport Ministry, but the Treasury - which, under

Mr Lamberto Dini, had been pushing for a strict line on wage negotiations.

Mr Fiori, a member of the far right coalition member, the National Alliance, said last week that the agreement with Comu would "commit" the FS to pay the bonus to the drivers from October 1994. The FS believes the accord is not legally binding, but is still worried about the political precedent which has been set. Doubt has also been cast on the

necessity for such concessions. The state railway claims earlier industrial action by the union affected less than half of rail services, with inter-city services running normally. Leaders of the main union federations have also criticised the right, pointing out that their members can hardly be expected to support the government's tough economic objectives if ministers grant individual increases to single categories of workers.

EUROPEAN NEWS DIGEST

Enel to be sold off before Stet

Enel, the Italian state electricity utility, will be privatised before Stet, the telecommunications holding company, according to Italy's industry minister. In an interview published in the weekly magazine *L'Espresso*, Mr Vito Gnutti said Stet would not be privatised until 1995, whereas "in September or October we should have the papers ready for a decision on Enel". Such a timetable, if confirmed, is likely to disappoint Stet's former managing director, Mr Michele Tedeschi, who took over last week as chairman of Iri, the state holding company which is Stet's parent. He said a week ago that he hoped Stet would be privatised in the autumn, as originally planned. Both privatisations are likely to be complicated by political and market pressures. Enel and Stet will be among the largest state companies to be privatised in the two-year programme of sell-offs, and is politically the most sensitive. The government must set up regulatory authorities for the two industries before it can even attempt privatisation.

The Italian treasury announced at the weekend that it had raised £4.512bn (£1.87bn) in June by selling half of Ima, the state-owned insurer, in the largest privatisation so far. Ima's shareholders, which include a range of Italian and foreign funds, will have a chance to vote for new directors of the company at an autumn assembly, the treasury confirmed.

Andrew Hill, Milan

Berlusconi adverts dropped

The Italian state broadcaster, the Rai, said yesterday it was suspending a television advertising campaign designed to boost the image of Prime Minister Silvio Berlusconi's government. The Rai decided to suspend the government advertisements, launched only 48 hours earlier, after Italy's media ombudsman intervened. The decision to suspend the advertisements is another slap in the face for a government which last month suffered a series of embarrassments, including the withdrawal of a decree limiting magistrates' use of pre-trial custody. The first of the 45-second advertisements, accompanied by the slogan "Facts which citizens should know to exercise their rights", was broadcast on Saturday, and outlined the achievements of the government since its appointment in May. Italian law allows the government to use the media to publish information of "social relevance", but opposition parties said the campaign was pure propaganda. Reuter, Rome

Sarajevo military ban urged

The commander of UN troops in Bosnia called yesterday for a demilitarised zone around Sarajevo after Nato aircraft struck at defiant Serbs last Friday. Lt-Gen Sir Michael Rose was trying to set up a meeting with the commander of the Bosnian Serb forces, Gen Ratko Mladic, to discuss the issue, a UN official said. The plan calls for a withdrawal of all armed and uniformed soldiers and would allow both Serb and Muslim forces to take their weapons out of the zone. However, there has been no response from Gen Mladic, whose forces in Sarajevo have been blamed for an increasing number of sniping incidents. Reuter, Sarajevo

Athens firm on airport strike

Greece's Socialist government yesterday refused to bow to pay demands from air traffic controllers, who are disrupting flights with a go-slow. Foreign tourists have faced long delays at Athens airport since May, mainly because of the protest by 500 controllers. Mr Theodoros Pangalos, transport and communications minister, told the controllers' union in a letter: "I will agree to fresh talks on condition you drop your demand for pay rises in 1994 and 1995. I will not grant one drachma beyond inflation and nothing will make me change my stand.

The claim would bring pay from Dr600,000 (£1,829) a month to Dr1m. He said he was considering transferring air traffic controllers to the defence ministry's jurisdiction, where security considerations would make conditions tougher. Reuter, Athens

Aer Lingus staff step up action

Workers at Aer Lingus, Ireland's state-owned airline, plan to step up a dispute over lay-offs and cost-cutting with eight days of protests, a union spokesman said yesterday. Staff at the airline's maintenance subsidiary met earlier to discuss action after talks with the company and mediators failed. The protests - involving a series of blockages on roads around the airport - will start today. A union official said: "The action is going to last until the issue is resolved... It is likely that there will be serious disruption." Reuter, Dublin

Czech capital inflows rise

The Czech National Bank has revised sharply upwards its estimate of foreign capital inflows for 1994 from Kcs60bn (£1.28bn) to Kcs100bn, but stressed that the inflationary effect would be broadly neutral. The pace of foreign capital inflows has pushed up M2 money supply to a preliminary 7.4 per cent in June from 3.7 per cent in April, and an average 1.3 per cent in the first quarter of 1994. Year-on-year inflation in June was 9.7 per cent up from 9.3 per cent in May and 9.2 per cent in April, and close to the target of 10 per cent set by the CNB at the beginning of the year. Vincent Boland, Prague

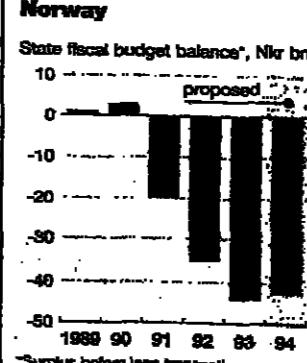
Goodwill games hit for six

Parachutists with bad timing knocked down a group of youths marching with banners over the weekend in a fittingly clumsy conclusion to St Petersburg's Goodwill Games. As an effort to reclaim its historic place as Russia's "window on the west", the international sporting event has sorely backfired for St Petersburg. The swimming was postponed for a day because of pool water so fitful that western teams decanted it into plastic bottles to show friends back home. Skaters fared no better: the ice was so thin and so soft that their events were delayed as well. CNN owner Ted Turner, who organised the games, put a brave face on the sparsely attended event, describing it as "a huge success". Chrystia Freeland, Moscow

ECONOMIC WATCH

Norway's deficit below forecast

Norway



Norway's budget deficit could fall below Nkr30bn (£2.82bn) in 1995 if prices for the country's North Sea oil remain strong, the Finance Ministry said. For the current year it said the deficit would be less than Nkr40bn, compared to a forecast of Nkr42.5bn. Norway, Europe's biggest oil producer, produced a record 2.67m barrels per day in June. The Labour government has forecast a 1994 oil price of Nkr110 a barrel. Reuter, Oslo

■ Car sales in Spain rose 15.6 per cent to 101,748 in July compared with 87,247 in the same month last year, the said. The increase in the first seven months was 18.3 per cent, but the total of 555,570 registered in the same period of 1992 and 8.1 per cent below the average for the previous five years.

■ A seasonally adjusted 4,917 French companies failed in January, 0.1 per cent more than the 4,866 judged bankrupt in December, Insee, the national statistics office, said. However the number of companies failing in the three months from November 1993 to January 1994 was 1.5 per cent down on the same period a year earlier.

The tinkering engineer who serves as the symbol of Ukraine's quiet revival

Chrystia Freeland visits a surgical needle-maker with a pointer to the future



Mr Viktor Skuratovsky, a former professor of mechanical engineering, is the sort of man who, were he an American, would spend his weekends tinkering in his garage and his weekdays parlaying his technical ingenuity into a growing business.

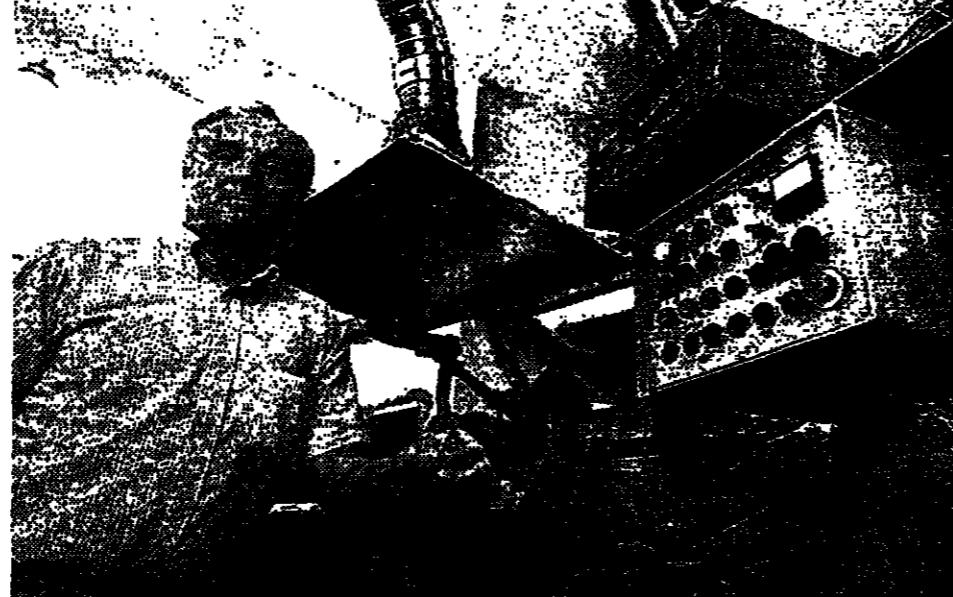
But Mr Skuratovsky was born in Ukraine and for the first five decades of his life his inventive drive earned him admonitions rather than rewards. In the 1980s he was dismissed from his job as an engineering professor because of his Ukrainian Catholic faith and he spent the rest of the decade struggling to produce surgical needles with his own unique process in the cramped basement of a Kiev hospital.

For Mr Skuratovsky things are at last starting to change. Ukraine's government is incompetent and its state sector largely moribund, but slowly opportunities are opening for private thinkers and tinkerers. Without taking into consideration the fast-growing shadow economy, the private sector accounted for 30 per cent of Ukraine's gross national product in the first quarter of this year.

That figure, and the expected continued growth of the private sector, is thanks to a new breed of businessmen like Mr Skuratovsky. Together with Mr Andrii Smirnov, a former student, and Mr Evhen Stychny, a young lawyer, Mr Skuratovsky has found an American partner and American investors for his business. Their joint venture, Holnit, was due to begin production of surgical needles this summer and they hope by the end of the year to be up to capacity of 2m needles a year.

The owners of Holnit have an engineer's scorn for the new *biznesmeny* who have capitalised on government connections, or muscle, or both, to earn instant fortunes by selling commodities at bargain prices and importing often shoddy western consumer goods.

"Our principle, from the very



Viktor Skuratovsky with one of the lathes purchased from the defence sector and appropriated in a conversion by stealth

President Leonid Kuchma yesterday tightened conditions for granting aid to Ukrainian state companies, Reuter reports from Kiev. It was the first of a series of measures intended to shore up the collapsing economy, according to his economic adviser, Mr Volodymyr Kuznetsov.

Under the new decree financial assistance, mostly in the form of loans, will be given only after the companies provide a business plan or restructuring programme. The government will also have to work out a mechanism for

beginning, has been not to engage in these easy trading operations," Mr Smirnov says. "No matter what is happening now, we are convinced that eventually, any nation's economic strength is in manufacturing."

Ukraine has a vast manufacturing base, but, as in other former Soviet republics, in the past the country's technical expertise was almost exclusively devoted to the military sector. Holnit, and other small factories like it, are engaged in conversion by stealth.

The two massive lathes in Holnit's brand new workshop amazed the company's new American partners from Look, a Massachusetts-based producer of surgical needles. Purchased at cut-rate prices from

cash-starved Ukrainian defence plants, the lathes, according to the Americans, are so sophisticated that "you can make robots with these things".

Mr Skuratovsky has fitted out his factory at a fraction of the price he would pay to the west thanks to the managers of military factories, once the Soviet Union's industrial elite, but now squeezed by the nearly bankrupt Ukrainian central government, who were delighted to earn money from equipment for which they no longer had any use.

Another advantage Holnit has over fledgling manufacturers in the west is a skilled populace, desperate to leave jobs in the collapsing state sector. While Holnit is confident about the technical skills of its new workers, it demands a change in attitude.

"When people come in for a job interview, the first thing I tell them is that this is not a socialist workplace, it is the new Ukrainian capitalism," says Mr Smirnov, the partner in charge of hiring. "There will be no trade unions and no communist party cells here. Those who work well will be well rewarded, those who don't will be fired."

Through Holnit's version of capitalism, Ukraine-style, promises to be far tougher than its western counterpart.

Mr Skuratovsky is grateful for the participation of his American partners. What Look and the Ukraine Fund, a US based venture capital fund which invests in small Ukrainian

providing outright aid to some enterprises of strategic importance. The decree defines state enterprises as those in which the state has at least 50 per cent share.

Mr Kuznetsov said six other draft decrees on stabilising the economy, including currency regulation, customs policy and tax reform, were likely to be signed later this week. Ukrainian enterprises owe each other \$4.4bn and the mutual indebtedness is one of the country's main economic problems.

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This is the second article in a three-part series on Ukraine. The first appeared yesterday.

MMM hunger strikers held by police

By Chrystia Freeland in Moscow

Four shareholders of the troubled Russian investment fund MMM were arrested yesterday. They had begun a hunger strike in solidarity with Mr Sergei Mavrodi, president of the fund whose operations were frozen last week. After demonstrations in Moscow demanding Mr Mavrodi's immediate release and an end to "a state attack" on the MMM fund, three of them were charged with illegal picketing and one with "insolent behaviour".

Shareholders at one of the demonstrations outside the White House, headquarters of the Russian government,

described Mr Mavrodi as "as saviour who can return to the Russian people the savings accounts and pensions which the government has confiscated through its economic reforms". They demanded the government release Mr Mavrodi, who himself began a hunger strike last weekend, and cut or eliminate taxes on his businesses, so MMM could return their money.

Meanwhile, the authorities have intensified their crackdown on the investment fund, whose share price has dropped to one-fifth of their previous value over the past two weeks. Tax officials announced that they were extending by 10 days the detention in

solitary confinement of Mr Mavrodi, who is accused of tax evasion. An association of Ukrainian businessmen also said they had begun a private investigation into Mr Mavrodi's misdeeds.

However, the shareholders' spirited protests suggest that the government's strong-arm tactic against Mr Mavrodi is beginning to backfire. Mr Mavrodi, who first demonstrated his ability to tap into the Russian psyche with MMM's phenomenally successful advertising campaign, has managed to shift the rage of frustrated investors from himself to the state.

"Thanks to the state's intervention, MMM has succeeded in evading responsibility for the pyramid scheme," said Mr Igor Bannin, a sociologist studying Russia's fledgling capitalism. "Now there is even a chance that Mr Mavrodi, when he is eventually released, will be able to start another operation of the same sort."

Mr Sergei Tararov, MMM's spokesman, accused the tax police of forging the arrest warrant for Mr Mavrodi. He said the fund could not resume "normal operations" until Mr Mavrodi's release, but he assured shareholders that, despite his hunger strike, the president was still in good health. "Mr Mavrodi has no intention of dying," Mr Tararov said.

light candles during the week. In the countryside, candle-lighting tends to be restricted to once or twice a week.

Otherwise, Dutch churches spend up to £1m a year on candles, a fraction of the country's total £100m annual consumption of candles.

Besides church candle-makers, other business sectors that have failed to win exemptions from the new cartel rules include the country's aviation schools, which wanted to continue their policy of charging a basic minimum for parachute courses.

Dutch estate agents also dropped their minimum commission under government pressure and, instead, adopted a system of negotiable, recommended charges. This week, however, a Dutch house-owners' lobby group claimed that some agents were still agreeing commission levels and presenting a united front to prospective house-buyers.

The average Catholic church spends several thousand guineas a year on candles. This is especially true for those in large cities where streams of tourists and other visitors encourage church elders to

against cartels. Until recently, the Netherlands was alone in the EU to permit cartels, provided they were not expressly forbidden and were entered in a secret government register.

The Netherlands' forbade price-fixing agreements in 1993, and this year it outlawed market-sharing and tender-fixing agreements. So far, it has not granted a single exemption to the rules, not even to the 12 church candle-makers.

"We've never heard objections from fellow manufacturers or the churches themselves," said a spokesman for Van Manen, a family-owned candle-maker.

The market for church candles is not expanding, and there's no growth in the number of churches. If anything, the trend is downwards."

Mr Jacques Kloet, chairman of the finance directors of the Catholic Church's seven Dutch bishops, said: "To us, what is important is that there are enough candle-makers in the Netherlands."

Each of the church's 1,800 Dutch parishes buys its own candles from its own long-standing supplier. According to Mr van den Hurk, because of these traditional

JAP/1994

to be sold
fore Stet

XAC to supply sections for 737 airliner Boeing in \$600m Chinese venture

By Tony Walker in Beijing

Boeing yesterday signed its biggest manufacturing agreement yet with a Chinese company when its president finalised contracts worth about \$600m for the supply of aft sections for its 737 twin-engine airliners.

Mr Ron Woodard, president of Boeing, said the Xian Aircraft Company (XAC) was "now elevating itself from a producer of major assemblies to manufacturer of an entire Boeing aircraft section."

XAC has been manufacturing parts for Boeing aircraft since the 1980s, including vertical fins, horizontal stabilisers and forward access doors. But this will be the first time it will have manufactured the whole section of an aircraft.

Boeing's decision to engage a Chinese company in a big pro-

duction venture reflects the company's desire to further consolidate its position in its fastest growing market.

"Support of China's aerospace industry has been a top priority for Boeing for many years," said Mr Woodard.

"Much technology has been exchanged... enabling China's aerospace industry to be on a par with other world-class manufacturers."

Boeing supplied 48 jetliners to China last year or 14 per cent of its entire production of 330 aircraft. China this year is scheduled to receive 36 Boeing, or 14 per cent of the company's output of 250 aircraft.

China is also in the market for Boeing's newest jetliner, the 777, which is a medium-to-long-range wide-bodied jet with a capacity of up to 400 passengers. China Southern Airlines, based in Guangzhou, has

ordered six of the aircraft with the first due in May 1995.

Boeing also announced that it was upgrading its representation in China by basing a senior executive in Beijing. He will report directly to the president of the company in Seattle.

Boeing plans to spend \$100m in China over the next five years on upgrading its service and spare parts facilities and in assisting the Chinese to improve their maintenance and air safety standards.

Mr Woodard said Boeing hoped to continue its dominance of the China market with 65-75 per cent of new sales.

Boeing forecasts that the total market for commercial jet aircraft sales in China will be worth \$40bn until 2010. This would make China the world's third largest aviation market after the US and Japan.

Separately, Mr Woodard told reporters he expected that a feasibility study, involving Boeing, Chinese and Japanese organisations, into the co-production of a 100-seater jetliner for the Asia-Pacific would be completed within 18 months.

India to publish guidelines for telecoms licences

By Andrew Adonis

The Indian government will publish guidelines this month for the licensing of private telecommunications operators, including overseas companies, but licences are not expected to be issued until next year.

Mr Nagarajan Vittal, the senior official responsible for Indian telecoms policy, said the new guidelines would specify the terms on which the state's existing telecoms monopoly will be abolished and private operators allowed to provide services.

"I would expect to see the first new operators licensed within three to six months after that," he said at the Asia-Pacific Telecommunications conference in Bangkok.

However, Mr Vittal indicated that an intense debate was continuing between the Telecom Commission, which he chairs, and the government, which is under strong pressure from India's state telecoms operators and trade unions to limit the degree and speed of liberalisation.

"They are afraid that the new competitors will be very quick in establishing themselves, and they are arguing this strongly at the centres of power," he said.

India has barely eight telephone lines per 1,000 people, and is looking to private companies, including foreign

groups, to invest up to \$5bn over the next three years to help meet the country's target of increasing its number of lines from 8m to at least 16m.

Warning those opposed to reform, Mr Vittal said there was a danger of "too much navel-gazing" while demand remained unmet. "Several other countries in the region are making much faster progress than us," he said, noting that India was competing with "at least 60 other countries" to attract foreign investment in telecoms.

More than 50 proposals have been put forward by private operators for providing basic telephony services, either in competition or co-operation with existing state operators. Overseas operators expressing interest include US West, Motorola and AT&T of the US, Siemens of Germany, and Fujitsu of Japan.

The guidelines will cover the terms on which private operators will be licensed and the proportion of foreign equity allowed in new undertakings. They will also include details of a new regulatory authority to be established to underpin the new competitive regime.

Mr Vittal said legislation would probably be required to establish the regulatory authority, but the government would be free to license new operators without recourse to special legislation.

NEWS IN BRIEF

Hyundai Indian deal

Hyundai, the South Korean industrial group, is setting up its first joint venture in India to make marine freight containers in collaboration with DCM Shriram group of Delhi, writes Shiraz Sidhu in New Delhi. The new company, DCM Hyundai, will build a wholly export-oriented unit at Polavaram, near Madras in Tamil Nadu, at the cost of Rs700m (\$22m), with an installed capacity of 18,000 TEUs (20ft equivalent unit). The Hyundai group will have a 15 per cent equity stake, and the DCM Shriram group, 26 per cent. DCM Shriram Industries, which has interests in sugar, chemicals, textiles, and leasing, has just begun a Rs1bn modernisation and expansion programme. Mr Banshi Dhar, DCM Hyundai chairman, said the company would enter the capital markets in the next two months to raise Rs150m for the project. The plant is expected to be operational by December.

ALCATEL, the French telecommunications group, yesterday announced an expansion of its presence in the South African market with the conclusion of a FFr210m (\$38m) contract to supply a telephone transmission network to Eskom, the South African electricity board, writes John Riddiford in Paris. The five-year contract, which was won by Alcatel Italia, the company's Italian subsidiary, includes the supply of medium and high capacity digital radio links and a network management centre.

KUWAIT yesterday signed a contract with a Russian state arms company to buy armoured personnel carriers and multiple rocket launchers, the state news agency Itar-Tass reported, writes Chrystia Freeland in Moscow. Kuwait is the first country to buy Russia's Smerch rocket launchers, which are the successors to the Katyusha system. A spokesman for Rosvozrozhzhya, the state company through which the weapons are being sold, would not specify the price or quantity of armaments negotiated in the contract. Yesterday's deal is the most recent step in Russia's effort to revive its massive but cash-strapped defence sector by finding foreign buyers for the arms the Kremlin no longer wants or can afford. Government officials yesterday that the Ministry of Defence, traditionally allowed nearly unlimited access to the state purse, is failing behind in payments to arms factories. The government's debt to the defence industry is one reason for Russia's dramatic fall in industrial production this year.

OECD Export Credit Rates

The Organisation for Economic Co-operation and Development announced new minimum interest rates (%) for officially-supported export credits for August 18th to September 14th 1994 (June 15 1993-July 14 1994 in brackets).

D-Mark	7.47	(7.54)
Ecu	8.17	(7.99)
French franc	8.04	(8.13)
Guilder		
up to 5 years	7.35	(7.55)
5 to 8.5 years	7.70	(7.90)
more than 8.5 years	9.25	(9.35)
Italian lire	10.28	(9.92)
Yen	4.20	(4.20)
Peseta	11.24	(10.82)
Sterling	8.28	(8.44)
Swiss franc	6.16	(6.28)
US dollar for credits		
up to 5 years	7.48	(7.27)
5 to 8.5 years	7.91	(7.78)
more than 8.5 years	8.12	(7.91)

These rates are published monthly by the Financial Times, normally in the first issue of each month. A rate of 120 days' credit is to be added to the credit rates when buying 120 days' credit. The SCDF-based rates of interest are the average for 120 days' credit. For the period from 1 July 1994 to 1 January 1995, the SCDF-based rate will be 12.5 per cent. It replaces the previous rate of 12.6 per cent. The SCDF-based rate will again change on January 15 1995.

NEWS: WORLD TRADE

HK gives the world its phone number

Louise Lucas on foreign interest in a planned expansion of its mobile market

The Hong Kong government has incensed the telecommunications industry with proposals to expand the mobile telephone market - a move widely tipped to have the effect of attracting competition from across the globe and expected to give the existing cellular operators a run for their money.

The government announced last month that it would award up to 10 new mobile licences as early as next April. The invitation to bid is bound to attract a wide number of bidders, including from Europe and the US. Hong Kong has no bars on foreign ownership or participation in its economy and licences are awarded on the basis of merit, rather than being auctioned off to the highest bidder.

The new licences are being awarded on the basis of a projected total demand of 1.1m mobile phone users, or 18 per cent of the total Hong Kong population, by the end of 1998, which assumes current growth rates are maintained.

In a consultative paper issued in February, the government said it intended to award up to six Personal Communication Services (PCS) (also known as Personal Communication Network (PCN) licences - mobile services

intended for the mass market with coverage comparable to existing cellular services and accessible through inexpensive and lightweight handsets.

Even this suggestion met with outrage - Pacific Link Communications, one of the existing cellular operators, advocated a ban on new licences for the time being; conversely two non-cellular operators urged discrimination against (if not a total veto on) those operators already providing cellular services.

But the submissions in response to the consultative paper that caused the greatest impact were those that called on the Office of the Telecommunications Authority (Ofta) to consider the advanced Japanese technology known as Personal Handy Phone System (PHS).

Hong Kong last week asked Japan's telecommunications ministry for co-operation in its plan to introduce the system.

The suggestion came in a proposal outlined in the authority's report on the Future Regulation of Mobile Telecommunications Services in Hong Kong that followed the consultation process - to issue four new licences on PHS.

Mr Alex Arend, director-general of telecommunications for Ofta, says about half the 47

submissions made after the consultative paper mentioned PHS. "So I took the view, if the industry wants to use PHS and it have spectrum (frequencies) available, and if it meets the usual tests for developing a standard, I would be prepared to accept it for Hong Kong."

He disputes the notion of a "magic number", or ceiling, and points to the fast-growing pager market which, unhampered by regulatory barriers, has swollen to accommodate 34 licences.

"Competition has driven that market and grown that market and therefore many more licences can exist that would not have had the government decided four or five was the right number. We have been trying to get the message across that government's role is to create opportunities in the market. If they cannot make a business of it then the normal marketplace dynamics will take effect," he says.

The suggestion came in a proposal outlined in the authority's report on the Future Regulation of Mobile Telecommunications Services in Hong Kong that followed the consultation process - to issue four new licences on PHS.

But it is the nature of that competition which is disturbing the industry. Mr Douglas Li, chief executive of SmarTone, Hong Kong's newest cellular operator, says: "The government's role is to create opportunities in the market. If they cannot make a business of it then the normal marketplace dynamics will take effect."

Mr Andrew Harrington, senior analyst with Salomon Brothers in Hong Kong doubts there will be enough demand

to absorb more than two new licences - one PCN and one PHS.

Already three out of 10 people in Hong Kong have some form of mobile telephony, or around one per household, giving Hong Kong one of the highest penetrations in the world and putting it on a par with fixed wire telephone penetration in Taiwan and South Korea. "It takes a leap of faith that there's significant long-term growth left in the market. How high can it go?" says Mr Harrington.

Mr Li of SmarTone is adamant the move will do little to enhance services to customers. "I don't think it is necessarily better for consumers. I can see the logic behind what they are saying, but I do feel by splitting the spectrum in so many parts it is not adding efficiency on the part of the operators. It requires us to invest more and ultimately that (cost) has to be passed on to customers."

"It will lead to a massive amount of capacity and definitely bring down prices. Initially that's a great deal for the consumer, but I believe there will be casualties financially among the operators. If that kind of cost-cutting competition comes in then you will find possible deterioration in services offered."

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NEWS: INTERNATIONAL

Korean bribes probe draws in chaebol chiefs

By John Burton in Seoul

An expanded investigation into bribery involving Korea's nuclear energy programme threatens to implicate the heads of the Daewoo and Dong-ah industrial groups.

Prosecutors allege that the former president of Korea Electric Power (Kepco), the state-run electricity monopoly, received kickbacks totalling Won400m (US\$24,412) from the two conglomerates for construction contracts of several nuclear plants and thermal power stations.

Mr Ahn Byong-who, the Kepco president between 1989 and 1993, was arrested last week for allegedly accepting a Won200m bribe from the Korean agent for Atomic Energy of Canada involving a nuclear reactor contract. A total of five nuclear power plants were ordered by Kepco at a cost of \$10bn (56.6bn) during Mr Ahn's term.

Mr Kim Woo-choong, the Daewoo chairman and one of Korea's best-known businessmen, is expected to be interrogated today on his return from a business trip to Vietnam following the questioning of Mr Choi Won-sik, the Dong-ah chairman, over the weekend.

The business groups own two of the country's largest construction companies.

Both men could be indicted on bribery charges if it is believed they gave kickbacks to Mr Ahn.

Mr Ahn is alleged to have demanded the money in order to bribe other government officials in the former administration of President Roh Tae-woo in an unsuccessful attempt to extend his term as Kepco president.

The Kepco investigation threatens to harm relations between the government of President Kim Young-sam and the country's big conglomerates, or *chaebol*.

Mr Kim initially took a tough stance against the *chaebol* last year in an effort to reduce their immense eco-

nomic and political influence.

Several main groups, including Hyundai and Pohang Iron and Steel (Posco), were the target of corruption inquiries.

But the government adopted a conciliatory policy toward the *chaebol* earlier this year as part of an attempt to revive economic growth.

Political analysts believe that Mr Kim might once again be willing to challenge the *chaebol* in an effort to reverse his declining popularity after his ruling Democratic Liberal party lost two of three parliamentary by-elections last week.

The Korean public has generally mistrusted the power of the *chaebol* and the president's anti-corruption campaign last year contributed to his high approval ratings then.

It is thought Mr Kim may also try to use the Kepco investigation as a means to assert his authority in the DLF against the conservative faction affiliated with former President Roh.

Mr Ahn was a former trade and industry minister in the Roh administration after serving as president of state-controlled Posco.

Critics of Mr Kim have accused him of conducting a political vendetta by focusing corruption investigations on companies whose leaders were known to oppose his presidential candidacy in 1992.

Mr Ahn of Daewoo and Mr Park Tae-joon, the former Posco chairman, supported a aborted effort to run a conservative candidate against the present president.

Mr Park later fled to Japan after he was investigated for allegedly using Posco funds to finance the failed presidential challenge.

Mr Chung Ju-yung, the former Hyundai chairman who stood against Mr Kim in the 1992 election recently received a suspended jail sentence for illegal campaign finances, and his group has been subject to government-imposed financial restrictions.

Cautious applause for straits 'breakthrough'

Tony Walker and Laura Tyson on the talks between Beijing and Taipei

China's official media yesterday highlighted what was described as an "important breakthrough" in talks between Chinese and Taiwanese officials, but gave less weight to the story than newspapers in Taiwan.

People's Daily, the communist party newspaper, on page three of its international edition, reported that common ground had been achieved on "functional issues" such as the repatriation of hijackers, fishing disputes and the return of mainland Chinese working illegally in Taiwan.

The accord was hailed as a "major breakthrough" by negotiators, but fundamental conflicts over issues of sovereignty and legal jurisdiction were not

addressed. Observers in Taipei cautioned that while the outcome of the talks, the sixth round since groundbreaking meetings in April 1993, had smoothed cross-strait waters for the time being, underlying political tensions would be likely to escalate in the future.

Reports in the Chinese press were consistent in tone with the need for workmanlike discussions Beijing had emphasized in the lead-up to the talks between Mr Tang Shih-ping, secretary-general of China's quasi-official Association for Relations Across the Taiwan Strait and his Taiwanese counterpart, Chiao Jen-ho of the Straits Exchange Foundation.

While Beijing is treating the

latest developments in a sober manner, there is no doubt it is taking seriously the process begun in Singapore in 1993 when the two sides agreed at a highly publicised meeting to explore ways to broaden contacts as part of a confidence building process.

Impetus has been given to the discussions by Beijing's growing concern, shared by the Taiwanese leadership, about a strengthening nationalist movement in Taiwan. China's leaders will not have overlooked opinion polls showing an increasing number of Taiwanese favouring independence.

China's avowed aim is to achieve reunification of Taiwan with the mainland, but

whereas in the past it had insisted there was plenty of time to achieve this, gains made in recent elections by opposition parties committed to independence have changed Beijing's approach.

Mr Tang gave voice to these concerns in comments after the two sides reached agreement on Sunday.

Describing cross-strait ties as "very complicated", he added: "Whomever tries to cut these ties and create hostile feelings is serving no-one's interests."

While it would be stretching a point to describe Mr Tang's visit to Taiwan as part of a "charm offensive", there is no doubt that he was at pains to show a human face to the

Taiwanese to counter the independence tide.

Mr Tang may also have wished to make amends for China's mishandling of a boat tragedy in March in which 34 Taiwanese tourists were murdered while sightseeing on a lake near Hangzhou, south of Shanghai. Chinese officials at first disregarded the feelings of the relatives by blocking visits to the scene, fueling suspicions of a cover-up.

Beijing, for its part, wishes to encourage trade and investment further. Taiwanese investment in the mainland exceeds US\$10bn and would receive a significant boost if barriers to direct contacts were removed.

make it extremely difficult to reach similar agreements on a political level."

Mr Shih Ming-teh, chairman of the opposition Democratic Progressive Party, denounced the talks, which he said Beijing had used merely to get the ball on track.

Chinese media say they hope for further high-level discussions can be held soon, including a repeat of the Singapore "summit". Beijing would like to force the pace on such issues as direct shipping and air links, but Taiwan remains nervous, fearing being drawn into a suffocating embrace.

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Japanese bank raises interest rate

By Emiko Terazono in Tokyo

The Industrial Bank of Japan, a leading Japanese long-term credit bank, raised its long-term prime rate - the rate charged on loans to first-tier clients - yesterday for the first time in five months in response to a rise in yields on the government bond market.

The bank's increase of its long-term prime rate, a benchmark for corporate lending rates, by 30 basis points to 4.7 per cent will be effective from tomorrow. Although corporate demand for funds have been low because of the prolonged recession, the rise in loan rates may squeeze demand even further.

Heightened expectations of an economic recovery and a fall in the yen against the dollar has weighed upon the government bond market, and long-term yields rose to a 14 month high of 4.61 per cent last Friday.

The rise has affected short-term rates, and could affect profitability at corporations and banks because of the rise in interest payments.



Chief US delegate Robert Gallucci with Mr Kan Sok-ju, his North Korean counterpart, at the North Korean mission in Geneva

India's trade gap narrows

By Shirin Sidhu in New Delhi

India's exports grew 9.5 per cent to reach \$5.6bn (3.6bn) in the first three months of fiscal 1994-95, against \$5.1bn in the corresponding period last year, the commerce ministry reports.

Imports increased 7.5 per cent to \$8.8bn in the same period, against \$5.4bn in April-June 1993.

The country's trade balance for the three-month period registered a decline at \$1.973.94m. Last year's trade deficit was \$30.49m, the ministry added.

Exports showed relatively low growth this year because of the erosion of India's competitive edge, reflecting a higher inflation rate than in the US, EU and Japan and growth in domestic demand.

Textile and leather exports, which account for nearly 20 per cent of total exports, have been adversely affected by sluggish international demand and competition from other suppliers, mostly in the Far East. The export of engineering goods, which accounts for nearly 10 per cent of the total market, slowed because of a fall in demand for primary and semi-finished iron and steel products.

Iran's MPs block cuts in food and drug subsidies

Iran's parliament yesterday ordered the government not to cut subsidies on food and medicine, weakening a key element of President Akbar Hashemi Rafsanjani's economic liberalisation programme. Reuter reports.

The MPs, during a debate broadcast on state radio, agreed however with the government on the need for cuts in general domestic energy subsidies, despite earlier this year having vetoed an increase in petrol prices.

As it opened its debate on a new five-year plan, already watered down in committee by members uneasy with Mr Rafsanjani's free-market reforms, parliament also ordered a 25 per cent cut in Iran's foreign debt by the end of the plan.

The government had proposed a 15 per cent cut in foreign borrowing during the five-year plan, which was originally due to come into force at the end of March, but has been delayed by parliament for one year to allow closer study.

The cut was put at \$30bn by Mr Ali Movahedi Savoji, a Tehran deputy, during the debate.

Mr Rafsanjani said in April that Iran's foreign debt was \$18bn, of which \$10bn had been refinanced in agreements with foreign creditors.

Speaker Ali Akbar Nateq-Nouri said special Majlis (parliament) committees had "hampered and modified" government proposals for the five-year development plan, Iran's second since the 1979 Islamic revolution.

The parliament approved the plan's broad objectives, of deregulation, currency and subsidy reforms that have stirred popular discontent.

"The government does not feel there are great differences (to the plan) after the approval of the (Majlis) special committee," said Mr Masoud Roudhani Zanjani, head of the budget and planning body and representing the government in the debate. "We were able to minimise our differences."

But the committee told the government not to make cuts during the plan in subsidies on medicine and certain foodstuffs - worth \$1.67bn a year compared to a total budget for 1994-95 of just under \$40bn.

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NEWS: INTERNATIONAL

Oil companies tread warily in Nigerian strike

Paul Adams and Robert Corzine on how western majors are coping with the dispute

Western oil companies in Nigeria find themselves caught between a political hard place and a rock.

As the industry enters the sixth week of a strike by oil workers, the companies are seeking a middle way between a military government determined to see off the opposition, and the workers who are demanding a handover to civilian rule.

If the oil companies maintain output they risk being accused of supporting an unelected regime and alienating their workforce. There is also a possible danger to the safety of their non-striking staff and equipment from the more extremist government opponents.

But if the companies, which account for more than 90 per cent of Nigeria's normal production of about 2m barrels a day cut output, they lose revenue and risk being accused by the Nigerian government of backing a politically motivated strike. Given the fact that oil accounts for over 90 per cent of

Nigeria's foreign earnings and over 80 per cent of government revenue, any overt sign of support for the strikers would be viewed harshly by the military.

There is no sign of an end to the oil workers' stoppage, which has spread to other unions in protest at the arrest

of barrels a day, according to industry sources.

"We are trying to maintain as much as possible of the industry and prevent an escalation of danger in a very delicate situation," said Mr Brian Anderson, chairman of Shell's Nigerian affiliate in Lagos yes-

terday. "We have rejected the government's offer of military protection in order to maintain full production. I do not believe that protection is possible in some of our fields," which are spread across a vast area of the Niger delta. "There are too

many small fields too exposed

staff, and some contract workers, to replace the skilled engineers of the senior staff association Pengassan on strike.

Normal maintenance has been

neglected, however, and development of new capacity is

impossible.

Recently threats against

strike-breakers were followed

up by attacks. Two of the staff were beaten up for continuing to work and minor sabotage, carried out by strikers, halted some plants.

Shell began to pull its staff out of the most dangerous fields and declared

force majeure, enabling them to default on supply contracts.

Mr Anderson rejects charges that Shell is siding with the unions, with whom the company will always have to work, regardless of the tenure of the present regime.

"We are certainly not taking sides with anyone, we are not political," he said. "We would like to maintain full production and we want a resolution of this crisis. But I am not prepared to risk the lives of my staff or risk major serious sabotage and I do not want to inflame the situation."

He says Shell has to achieve "a fine balance". "We want to retain our assets, both staff and equipment, so that we can recover when this is resolved. We have old fields, with high water content, especially in the western region. You don't just

turn on the taps and it starts to flow."

Other companies are also beginning to report supply disruptions, but on a lesser scale than that affecting Shell.

Chvron, the third largest producer, is said to have lost about 15 per cent of its 350,000 b/d output and Mobil, the second largest

has been even less affected.

Both operate offshore or in onshore enclaves which are easier to protect and have fewer fields. Elf's offshore operation of about 60,000 bpd has been shut down but Elf continues to produce offshore.

In the longer term the strike will worsen a decline in investment which began almost a year.

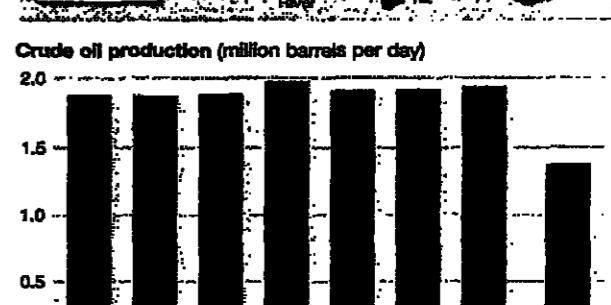
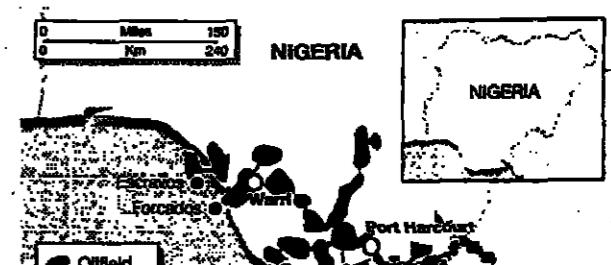
The government, which owns 58 per cent of the joint ventures with the multinationals, has fallen further behind on paying its share of costs,

with the backlog now estimated at \$300m. The 1994 budget for exploration and production has been cut from \$4bn to \$3bn inadequate to maintain future capacity.

Rising costs are already cutting into the multinationals'

Nigeria

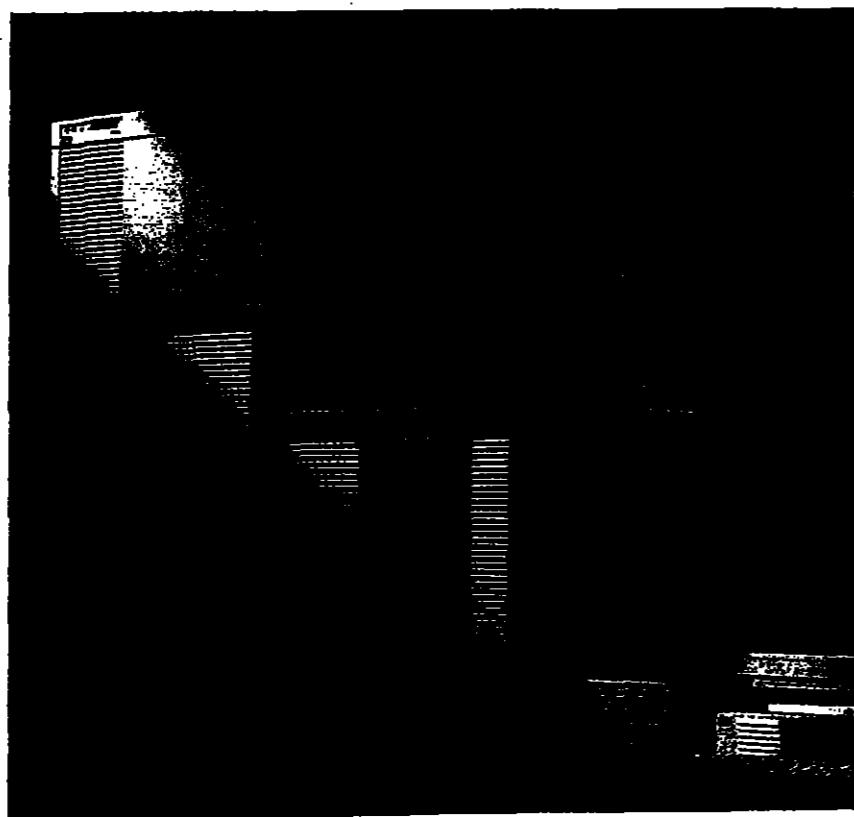
Offfields and terminals



fixed profit margin of \$1 a barrel. At \$19 a barrel this is about 5 per cent. But the government arrears have forced a halt on investment. The big multinationals can survive a temporary drop in revenue but political instability and state-led under-investment are dimming the one bright spot in Nigeria's economy over the past eight years.

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NEWS: THE AMERICAS

Federal budget will be 'swamped' by 2010 Senators warn on runaway spending

By George Graham in Washington

Some of Washington's wisest heads yesterday issued a solemn warning that runaway government spending was heading in a direction that will eventually swamp the federal budget.

Sound the alarm over the expansion of government entitlements, such as Social Security and Medicare benefits for the elderly, a bipartisan commission chaired by Senator Robert Kerrey of Nebraska, called for action to address the problem before it became overwhelming.

If trends continue unchecked, the commission said in a preliminary report by the year 2010 the entire federal budget will be consumed by entitlements and by interest on the government debt.

"What we are saying is that if we continue the trend lines that we are going right now,

we are going to find the federal government essentially converted into an ATM machine," Mr Kerrey said.

The commission is due to present a more detailed final report in December - after the congressional elections - with its recommendations. Yesterday's interim report was intended to raise public awareness of the extent of the problem.

Although many voters favour cuts in government spending, they tend to believe that the budget deficit can be brought into line by eliminating waste, fraud and welfare payments to the unemployed.

The commission was originally set up by President Bill Clinton to fulfil a promise made to Mr Kerrey in return for his vote for last year's budget. Since Mr Kerrey has said he will not vote for the health care reform bill at present under consideration, Mr Clinton may have to promise to do something about the commission's proposals in order to win Mr Kerrey over once again.

From interest on the national debt, which is expected to eat up 14 per cent of government spending next year, the largest programme in the federal budget are Social Security and Medicare, hugely popular middle class benefits which together account for one third of all government spending.

Medicare, like other health spending, continues to climb much faster than the general rate of inflation, and hopes are now dwindling that a reform of the healthcare system would be able to bring it under control.

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Income tax next year for Cubans

By Caron James in Kingston

Cuba will impose taxes on property and income at the start of next year as part of a government effort to cut the budget deficit, ease pressure on the peso and shore up the troubled economy.

The taxes, the first of their kind since the revolution 35 years ago, will be levied first on the self-employed and on Cubans who earn from foreign sources. The legislation, passed at the weekend by the National Assembly, includes provisions for taxes on salaried workers when the economy improves.

The legislation also imposes taxes on a range of property and on some services. The rates will be announced in the next three months. Their imposition is the government's response to a widening budget deficit, which reached 4bn Cuban pesos (2.5m at the official exchange rate) last year.

It also wants to mop up much of the 11.75m pesos in circulation, which officials say has contributed to a depreciation of the currency on the unofficial market. The government announced a 50 per cent cut in the armed forces budget this year, saying they should cost "as little as possible".



Over 500,000 Cubans, rallying to honour a murdered policeman, protested against opposition groups in Havana at the weekend. Peter

For two months Cubans have been paying more for a range of consumer goods and public transportation. Cigarette prices rose by an average of 600 per cent while alcohol prices were doubled. The cost of air and sea travel was also increased. Last week police clashed with protesters in Havana's port area after what diplomats describe as a perceptible rise in political tension in the capital.

Fuel, food and medicines have been in short supply, power cuts are frequent and lines of ration card holders have been growing.

Farm chief faces gifts probe

By Nancy Dunne in Washington

Will a ride in a company jet and tickets to two sporting events bring down Mr Michael Espy, the US secretary of agriculture? Did he, as is alleged, take these gifts in exchange for easing up on proposed poultry regulation? These questions frame the latest mini-scandal in the pursuit of ethical purity in Washington.

Mr Espy has been the subject of a Federal Bureau of Investigations probe and Ms Janet Reno, the attorney general, is expected to ask a federal court to appoint an independent prosecutor to investigate the matter, yesterday's Washington Post reported.

Mr Espy is accused of having flown to Washington on a corporate aircraft from Arkansas, where he

had been making a speech. He is also accused of accepting tickets to a football game and a basketball game. The alleged donor is Tyson Foods, the largest poultry supplier in the US and an early supporter of President Bill Clinton.

One farm lobbyist who admires Mr Espy's work as secretary said the charges, despite the low value of the gifts, were "a serious matter" because food safety inspectors have for years been fired for having taken a turkey or ham for Christmas dinner.

"It is no bigger deal than all the money Clinton took from Tyson," said Mr Niel Ritchie, spokesman for the Institute for Agriculture and Trade Policy in Minnesota. "But it is the first time anyone in Washington takes travel and favours from people they're supposed to be regulating.

It diminishes confidence that they will be doing a fair job."

Although Mr Espy reimbursed Tyson's for some of the expenses, according to his staff, and the gifts were minor, he is accused by some of delaying poultry regulation reform for a time.

The charges have been causing some consternation in the Washington farm lobby. "I think it's a witch-hunt that may have something to do with different perceptions of what is acceptable," said Miss Carol Brookins, a Washington agriculture consultant.

"The real issue is, at what point do some of these ethics rules get to being ridiculous?" She and several farm lobbyists say an investigation now would be "regrettable" if it detracted from the focus needed on next year's re-authorisation of US farm programmes.



Reno: may ask for prosecutor

Allowable asbestos levels cut

By Jeremy Kahn in Washington

The US government yesterday cut by half the level of asbestos permissible in the workplace. The ruling came in the announcement of a long-awaited set of regulations affecting 4m workers in the construction, car repair and shipbuilding industries.

The change, by the Occupational Safety and Health Administration of the US labour department, was prompted by a 1988 court ruling stemming from a 1988 union law suit which challenged the previous tolerance level as "dangerous" and one which exposed workers to unsafe amounts of the carcinogen.

"With these new rules, we now have in place a regulatory structure that will result in very significant reductions in deaths due to cancer and in costs to society," said Mr Joseph Dear, assistant secretary of labour. The labour department estimates 42 cancer deaths a year will be prevented under the new standard.

The new level of permissible exposure will be 0.1 asbestos fibres per cubic centimetre of air over an eight-hour exposure period.

The new regulations will cost \$351m (220m) to implement, Mr Dear said, far less than the \$150m price tag for the mandatory government inspections the labour department opted against.

The new rules do not require building owners to remove asbestos but instead focus on training maintenance and construction workers how to safely work around materials containing asbestos.

The new rules specifically address the situation where asbestos may have been used as a fire retardant insulation in ventilation systems in buildings constructed before 1980.

The new rules offer owners of such buildings a choice of either assuming their building contains asbestos and proceeding under the new training and safety guidelines, or paying to have their buildings inspected.

Along with the 3.2m construction and maintenance workers, there are new standards affecting 685,000 car mechanics, who work with clutch and brake systems containing asbestos, as well as 1,000 shipbuilders.

"We're confident that today's ruling will close the books on asbestos regulation," Mr Dear said.

Dismissals and new currency alter outlook for Brazil poll

Patrick McCurry on a fall in inflation and the dumping of running mates accused of fraud

The removal of two of Brazil's vice presidential candidates after fraud allegations is being seen as further evidence that things might slowly be changing in a country where holding public office has long been regarded as a means to personal wealth creation.

Last week Mr Fernando Henrique Cardoso, presidential candidate of the centrist Brazilian Social Democrats, took swift action to replace his running mate Mr Guilherme Palmeira of the conservative Liberal Front party. Mr Cardoso's main electoral ally, Mr Palmeira,

was accused of being linked with fraud involving public works contracts.

A week earlier Mr Luiz Inacio Lula da Silva of the left-wing Workers' party dropped his deputy, Mr Jose Paulo Biso, of the Brazilian Socialist party, after allegations that Mr Biso had submitted over-costed amendments to the budget for works that benefited the poor.

Although both Mr Biso and Mr Palmeira, who are both senators, deny any wrongdoing

the sackings were a response to the growing public demand for clean government. Mr Cardoso and Mr da Silva, who are running in the opinion polls for the election in October, had little choice but to sacrifice their running-mates in the face of incessant, if often sensational, press investigations.

The public mood has reached the point where, according to a poll last month, Brazilians rate honesty as by far the most important personal quality for the next president. It was rated top with 38 per cent followed by character at 3 per cent and

and Colar in December 1992 amid corruption allegations, and from a huge congressional investigation into federal budget fraud that ended earlier this year with the expulsion or resignation of several leading politicians.

The public mood has reached the point where, according to a poll last month, Brazilians rate honesty as by far the most important personal quality for the next president. It was rated top with 38 per cent followed by character at 3 per cent and

competence at 3 per cent.

This trend has damaged the campaign of Mr Orestes Quirica, the controversial candidate of the Democratic Movement party, Brazil's biggest. Mr Quirica has been stuck at 7 per cent in the polls, largely because of an indictment on fraud charges relating to his term of office as São Paulo state governor. Last Friday Brazil's appeals court quashed the case.

For Mr da Silva, known as "Lula", the allegations levelled

at his running-mates have been a blow to the Workers' party's image of clean government.

Mr da Silva's delay of nearly a month in sacking Mr Biso virtually paralysed his campaign. This coincided with the introduction by Mr Cardoso, when he was finance minister, of Brazil's new currency, the real, which has brought monthly inflation down from 50 per cent in June to 7 per cent in July. Last month he was rated top with 38 per cent followed by character at 3 per cent and

trailing by 15 to 20 points.

Mr da Silva's new running-mate, Mr Aloizio Mercadante, is an economist and is expected to spearhead the Workers' party's new approach to the anti-inflation plan. Given the widespread public approval for the plan, Mr da Silva is in a delicate position. If he criticises it he risks being labelled by Mr Cardoso, while if he supports it he is, in effect, endorsing his opponent.

Mr da Silva has toned down

his criticism and is now committed to retaining the new currency but also to increasing wages, which he says have been eroded under the plan.

Mr Cardoso's new running-mate, Mr Marco Maciel, is like Mr Palmeira, a senator from the Liberal Front party and from the north east of Brazil, a region in which Mr Cardoso's party is weak. Mr da Silva is expected to try to exploit Mr Maciel's membership of military governments and the Collor administration by portraying Mr Cardoso's team as representing a return to the bad old days of corruption.

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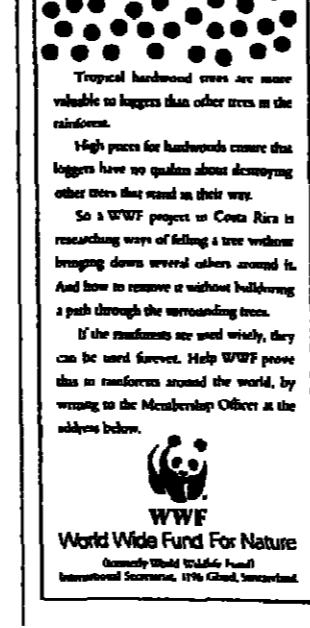
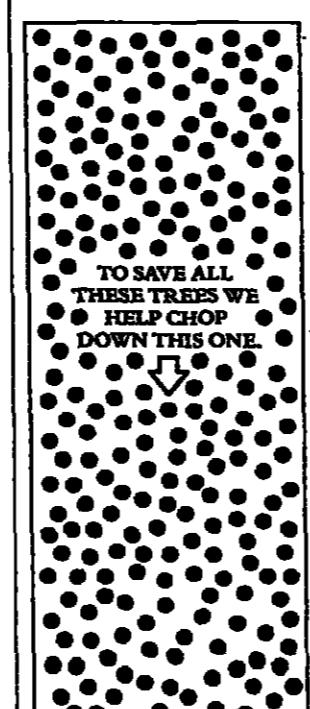
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INTERNATIONAL ECONOMIC INDICATORS: PRODUCTION AND EMPLOYMENT

Yearly data for retail sales volume and industrial production plus all data for the vacancy rate indicator are in index form with 1985=100. Quarterly and monthly data for retail sales and industrial production show the percentage change over the corresponding period in the previous year, and are positive unless otherwise stated. The unemployment rate is shown as a percentage of the total labour force. For the composite leading indicator see end-period values.

		UNITED STATES		JAPAN		GERMANY	
	Index	Industrial production	Index	Industrial production	Index	Industrial production	Index
1985	100.0	100.0	7.1	100.0	97.0	100.0	100.0
1986	105.5	109.3	6.9	98.0	107.1	105.5	105.1
1987	108.4	108.0	6.1	105.5	108.2	107.4	106.1
1988	112.6	110.7	5.4	108.1	112.1	110.3	112.3
1989	115.2	112.4	5.2	99.3	110.8	114.1	116.1
1990	114.4	112.4	5.4	104.7	114.7	120.1	117.7
1991	114.0	110.3	6.6	92.2	111.8	144.2	129.7
1992	117.6	112.9	7.3	80.3	116.9	124.2	120.8
1993	122.8	117.6	6.7	65.3	123.1	132.7	118.1
3rd qtr. 1993	5.9	4.2	6.7	80.0	119.6	2.2	119.9
4th qtr. 1993	5.8	4.3	6.4	69.4	123.1	-5.8	119.3
1st qtr. 1994	7.2	5.0	6.5	71.8	124.1	-3.1	119.2
2nd qtr. 1994	5.5	4.7	7.4	74.7	-1.3	0.2	116.3
July 1993	6.3	3.8	6.7	85.6	117.5	-3.3	111.5
August	6.0	4.2	6.7	86.7	118.5	-5.8	110.9
September	5.5	4.1	6.8	85.3	118.6	-5.7	111.2
October	5.5	4.1	6.8	85.5	120.5	-3.6	112.1
November	5.9	4.2	6.4				

CBI says drop in output price inflation 'highlights competitive nature of economy'

Steady growth reinforces recovery

By Peter Norman,
Economics Editor

Subdued price rises at the factory gate and buoyant consumer borrowing figures provided fresh evidence yesterday that April's tax increases have so far not upset steady growth with low inflation in Britain.

The Central Statistical Office reported that the prices charged by UK manufacturers for their products rose by only 1.3 per cent in the year to July - the lowest increase since December 1986 - while net borrowing by consumers to cover current purchases of goods and services grew by a record £683m in June.

The two sets of statistics reinforced the impression that the UK is enjoying

an unusually benign recovery from the recession of the early 1990s.

Among yesterday's good news, the CSO reported that the "core rate" of output price inflation, which excludes food, beverages, tobacco and petroleum, also increased by only 1.3 per cent in the year to July: its lowest rise for nearly 27 years.

But at the same time, it announced that prices for industry's raw materials and fuel rose by a seasonally adjusted 0.5 per cent between June and July after a sharp 1.3 per cent increase in June.

Treasury officials hailed the drop in annual output price inflation from 2.1 per cent in June as encouraging. The Confederation of British Industry said it highlighted the competitive nature of

the UK's post-recession economy. But some City economists warned that the Bank of England was still likely to push for an increase in bank base rates from 5.25 per cent in the months ahead.

"There are signs that gains in input prices and manufacturers' price expectations are starting to feed through [into output prices]," said Mr Michael Saunders, UK economist of Salomon Brothers International in London. "The drop in the year-on-year rate of output price inflation will not prevent a rate increase in the next few months, and probably in September," he added.

Economists at James Capel, the UK stock broker, said they thought base rates might rise in October. Yet, although yesterday's credit fig-

ures showed the biggest monthly gain in net lending to consumers since data were first collected in the 1980s, there was little sign of concern in the Treasury that they might signal a re-ignition of inflation.

Officials pointed out that June's £683m increase in net lending followed weak net lending of £205m in May and the increase appeared to reflect a slowdown in credit card repayments rather than a surge in new commitments.

The CBI pointed out that the record increase in net lending coincided with heavy price discounting at the start of the summer sale. The figures, it said, showed that "consumers remain extremely value conscious and are willing to borrow to finance current spending when the price is right".

Britain in brief



Lloyd's case set to go to Lords

A group of 500 loss-making Lloyd's Names is to take its legal case to the House of Lords.

The Appeal Court ruled at the end of June that the Names, who are all members of the Outhwaite syndicate 317/661 in the 1982 year of account, were too late to begin legal action to recover insurance losses, overturning a judgment made last year by the High Court.

The Names, individuals whose assets have traditionally supported the insurance market, allege breach of duty by their agents. They did not participate in a successful earlier action by fellow Names on the syndicate which resulted in a £16m out-of-court settlement in February 1992.

Last year Mr Justice Saville ruled that the Names, whose solicitors are Norton Rose, could take action against RHM Outhwaite (Underwriting Agencies), which managed syndicate 317/661, and approximately 80 members' agents. Solicitors Denton Hall are acting for RHM Outhwaite, while Oswald Hickson, Collier are acting for a number of the members' agents in the case.

Action against Astra advisers

The receivers to Astra, the munitions company connected to the Iraqi supergun affair, have started legal action against the auditors and merchant bankers which advised the company on one of the acquisitions that led to its downfall.

Mr Chris Hughes and Mr Chris Barlow, insolvency partners at Coopers & Lybrand, have issued writs in the last few days against Stoy Hayward, the accountancy firm, and Paine Webber, the US-based merchant bank.

The writ pursues the firms for breach of contract and/or negligence in respect of advice given to Astra before its acquisition of PRB, the Belgian munitions company, in 1989.

There is no sum specified in the writ, which is currently a holding action designed to beat the six-year statute of limitations after which it is impossible to bring a case.

However, the PRB acquisition cost Astra £22m, and the writ is likely to seek damages for at least this amount as well as costs and interest since that time.

Paine Webber was the merchant bank advising on the PRB acquisition, and Stoy - Astra's auditors - conducted due diligence. Astra proceeded with a rights issue in July 1988 and completed the acquisition in September.

Coopers & Lybrand said the writ would be served within the next four months.

Michael files Sony appeal

George Michael, the pop singer, yesterday filed an appeal against the High Court's refusal to set aside his recording contract with Sony, the Japanese entertainment company.

Mr Justice Jonathan Parker in June dismissed George Michael's claim that his contract was an unfair restraint of trade and contrary to the European Union's competition laws.

Mr Justice Parker said that Sony had behaved fairly towards the singer. He rejected George Michael's allegation that the company had tried to "kill" his last album as a punishment for his refusal to appear in a promotional video.

The singer said yesterday that he hoped the appeal would be heard "at an early date". Sony declined to comment.

Rail union may return to talks

The RMT transport union may soon return to the negotiating table across the conciliation service Acas in a further attempt to settle the nine week-long rail signalling staff dispute.

But the union will first require a clear understanding that Railtrack, the state-owned company that runs the network, is willing at once to consolidate into basic rates a large part of a 6 per cent supplement it has already offered.

Acas officials said yesterday they were "actively in touch with both sides". But considerable confusion continued yesterday when little outward progress was made towards a resumption of negotiations.

The RMT and Railtrack have said they want to re-enter talks, but these have failed to materialise. With the prospect of 72 hours of severe disruption starting on Friday with further strikes on the following Monday and Tuesday, there is little time left to reach a settlement.

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High interest in Shetlands

Growing oil company interest in the relatively unexplored area west of Shetlands was confirmed yesterday when the government announced that blocks in the region had attracted the largest number of nominations in the latest offshore licensing round.

Mr Charles Wardle, parliamentary undersecretary of State for Industry and Energy, said other relatively unexplored areas in the Irish Sea and Cardigan Bay also "attracted high numbers of nominations". Many of the west coast blocks are in environmentally sensitive areas.

He said a total of 329 blocks had been nominated by 29 companies. Nomination, however, does not mean that the government will open a particular block to exploration.

After studying the nominations the government plans to offer 150 blocks.

RAF contract for Smiths

Smiths Industries yesterday won a contract, believed to be worth about £15m, to upgrade RAF Hercules transport aircraft with a new navigation supplement.

Navy to protect Cornish fishermen

By Alison Macleod and Ivor Owen



Barrie Ball (left), Charisma's skipper, and his father Barrie, the owner, yesterday David Bremby

Two Royal Navy ships will be in place in the Bay of Biscay later today to protect a small group of Cornish fishing vessels from further attacks by Spanish fishermen angry at their use of drift nets to catch tuna.

"We will stand by our industry," said Mr William Waldegrave, agriculture and fisheries minister, yesterday. Announcing the despatch of the second fishery protection vessel, HMS Alderney, which is due to arrive in the area this afternoon, he said: "It is unacceptable that UK flagged vessels should be prevented from legitimate fishing as a result of harassment or damage by other vessels. We will see that they are not."

The two vessels will protect a maximum of a dozen Cornish boats that use drift nets for tuna fishing in the Bay of Biscay - with no more than six usually present at any one time. Last week Spanish fishermen, who use baited lines to catch tuna and object to the high-technology drift nets, cut the nets of two Cornish boats and forced others home.

Mr Waldegrave rejected calls for a Royal Navy frigate to be sent to the area, saying the two fisheries vessels would provide adequate protection.

At the same time, he strongly defended the action taken by the Navy to check a complaint by an EU fisheries inspector that the Charisma, a Padstow-based trawler, had used illegal nets.

The Charisma was found to have a net 153 metres longer than the 2.5km permitted by the EU. This is just over the 5

per cent allowed for natural stretching of the nets and a ministry spokesman said charges against the skipper had not been ruled out.

Mr Waldegrave said it was right that what looked like a prima facie case should have been investigated. "We have

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Mr Waldegrave said it was right that what looked like a prima facie case should have been investigated. "We have

New graduate pay shows smallest rise since 1981

By John Authers

The average salary being offered to new UK university graduates rose by only 1.1 per cent this year, the smallest increase since records began in 1981, according to a report published today.

The finding, by the Higher Education Careers Services Unit, which represents university vice-chancellors and principals, indicates the mean starting salary in February this year, was £13,647, up from £12,956 a year earlier.

This rise, calculated from 908 vacancies advertised to university career services, was lower than increases in both the retail prices index (2.4 per cent) and average earnings (3.5 per cent) over the same period.

Between 1981 and 1990, average starting salaries for graduates

of all disciplines had increased above the rate of inflation.

But strong candidates are still able to command inflation-beating salaries. The Association of Graduate Recruiters, which represents the 300 largest university recruiters, said its members had raised starting salaries by an average of 3.8 per cent.

Mr Roly Cockman, the association's secretary, said yesterday: "Even in today's market, high fliers have the luxury of choice. Big companies will pay £17,000 or £18,000 for a new graduate they really want."

The outlook is more bleak, however, for the majority of graduates. Today's report says: "Since September, salary levels have been relatively stagnant as employers have cautiously resumed recruitment following the recession and have taken

advantage of the large pool of graduates seeking jobs to keep wages bills low."

Mr Colin Lawton, the unit's statistical assistant, said: "It's a self-feeding process. A lot of companies are alerted when they find graduates knocking on their doors or writing speculative letters."

An increase in the influence of smaller employers was the main factor depressing salaries.

The total number of advertised vacancies for graduates rose by 5 per cent on last year, while the average number of vacancies offered by each company fell, reflecting increased recruitment by smaller companies. Many were recruiting graduates to jobs which might previously have been filled by school leavers, Mr Lawton said.

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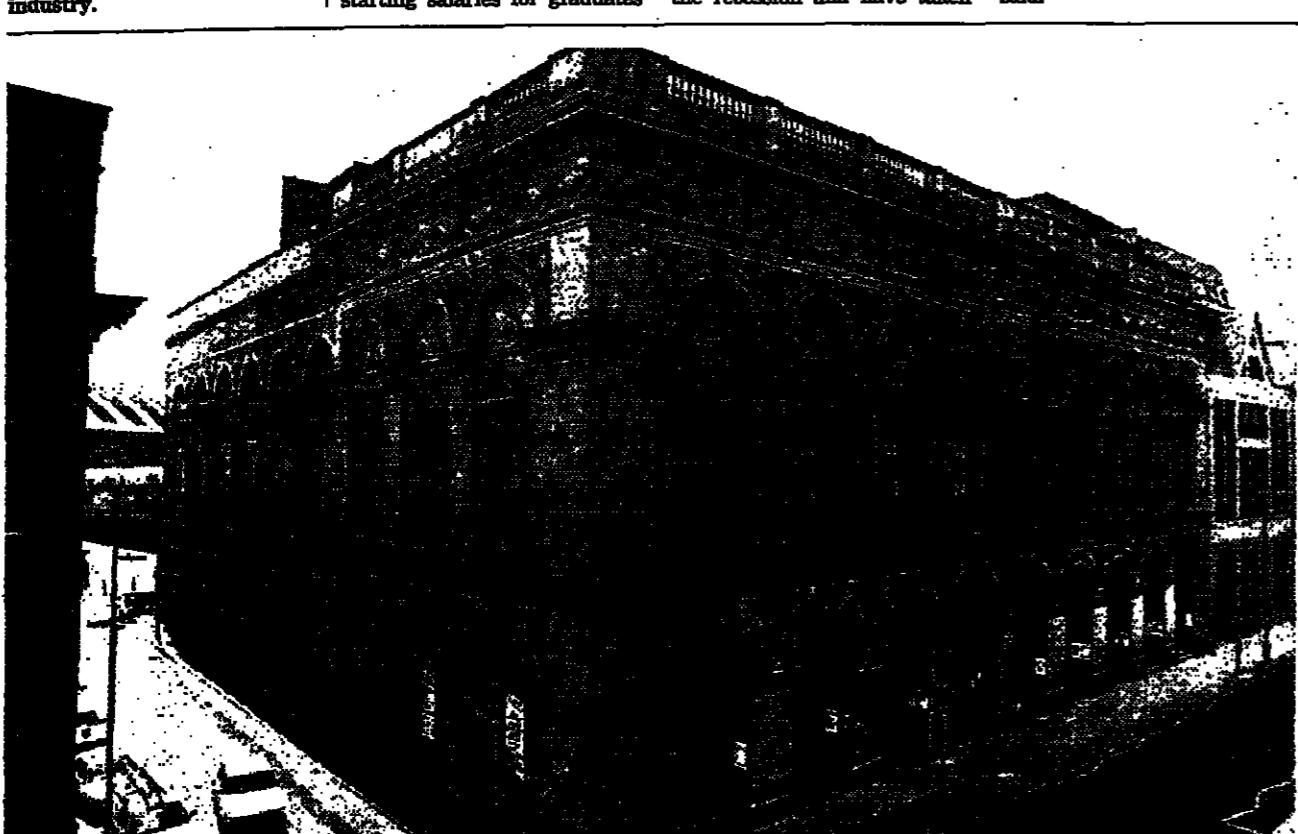
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Manchester's Free Trade Hall (above), originally the headquarters of the Anti-Corn Law League and currently the home of the Hallé Orchestra, is set to become a luxury hotel. Chris Tighe writes. The city council, which owns the historic listed building, said yesterday it would be turned by a £30m development into a 250 bedroom hotel with a 4/5 star rating. The proposed scheme would retain the

Italian-style, stone building's famous facade, and incorporate the statues on the back elevation. Construction is expected to start early in 1996 when the Hallé moves to a new home in the nearby 242m International Concert Hall. The Free Trade Hall, built in 1856 on the site of the Peterloo Massacre, has always, says the city council, been a symbol of Manchester's drive for enterprise and social reform and has played a major role in the city's cultural, social and political life. Manchester council said it has agreed heads of terms with development company La Sante North West Ltd. La Sante is at an advanced stage of discussions with Scotts Hotels Management Ltd, UK subsidiary of Scotts Hospitality, the major franchise holder of the Marriott hotel brand in the UK. US-based Marriotts would run the hotel as part of its UK expansion programme.

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MANAGEMENT: THE GROWING BUSINESS

When Ian Dyson wanted to start a Sheffield bus company in 1990, he was faced with a problem. He and his three partners, all former senior depot managers for the nationalised bus company, had little money and less collateral. To achieve critical mass they needed at least 15 double-decker buses.

The solution was to buy 12-year-old vehicles – but who would finance such aged assets? After exploring a number of cul-de-sacs, including bank loans, Dyson found Close Asset Finance, a specialist leasing company.

Whereas banks were not interested in his collateral, Close Asset Finance took a view on the residual value of the assets in the event of default, entered a hire-purchase arrangement and Sheffield Omnibus was born. Four years later, the company has 85 buses, employs 220 people full-time and is still using leasing for its asset financing.

"We would not have had a business without hire purchase when we started," says Dyson. "As a new company we were aware we would not get the best deal but as they [Close] have got to know us the deals have got better."

This form of asset-based financing has had some heavy-weight support in the past few months. Recognising that UK companies are too dependent on overdraft, the governor of the Bank of England and the chancellor of the exchequer have suggested that they consider other sources. Factoring was one option for financing working capital; leasing another route for financing the assets.

During 1993, some £13.5m was

New lease on life

Richard Gourlay looks at the growing popularity of asset-based financing

provided by members of the Finance and Leasing Association, a significant proportion to smaller companies. While this is an impressive figure, there would appear to be scope for significantly more.

According to Michael Maberly, managing director of Lombard Business Finance, part of Lombard, the UK's largest financing group, British industry has yet to translate its short-term optimism into higher levels of investment.

Those businesses that are investing, however, are changing the way they like deals to be financed.

Driven by lower interest rates, more companies are opting for hire purchase – which allows them to take control of the asset – rather than the straight finance lease.

Companies such as VIP Colour Ltd, a management buy-out from East Midlands Electricity early this year, are discovering that hire purchase is barely more expensive than finance leasing where the asset reverts to the lessor company at the

end of the lease. As a result, hire purchase contracts grew by 88 per cent to £6.05bn in the year to June 1994 while leasing grew by only one per cent to £5.22bn, according to the association.

Some parts of the industry also hope to offer more operating leases. These allow the lessor to factor in the residual value of the assets which it will reclaim at the end of the contract so it can offer the leasee lower rental payments.

Leasing companies are developing reputations for financing certain classes of assets. Close Asset Finance has ties with Heidelberg, the German printing equipment manufacturer, and is known for its familiarity with the second-hand printing machinery market.

Lombard Business Finance, on the other hand, has chosen to enter a joint venture with GATX, the San Francisco-based leasing company.

The US group will bring expertise in assessing asset values and, in some cases, will provide Lombard

with guarantees of residual values on assets it might otherwise feel unable to finance.

"If you are going to run operating leases you have to understand what you do when you get the assets back and what after-markets there are," says Maberly.

Certain assets are likely to remain off-limits even to specialised financing companies. The residual value of hi-tech investments such as computers is probably something only the manufacturer will be fully equipped to assess. Such deals will

remain the preserve of financing companies that support equipment suppliers.

A decision by finance houses to specialise more, and therefore better understand after-markets for second-hand assets, should open up a new source of finance for companies, particularly start-ups. Businessmen who have used financing companies also suggest it is a more flexible option than a bank loan.

Take Sheffield Omnibus which is again expanding its bus fleet. "I would not dream of going to the

bank and asking them to lend me money," says Dyson.

In five years, he says, his finance house will allow him to trade in his old buses and lease new vehicles on the same day so his service will barely be disrupted. A bank, on the other hand, would demand that he repay the loan before granting a new one to replace the buses, he says. "That is where the finance houses are head and shoulders above the banks. But the bank will lend me money for the depot – it's horses for courses."

Buy-outs take a tumble

Management buy-out activity was considerably more robust last year in continental Europe than it was in the UK, according to a review* published today.

While the total number of deals – including those below £10m – fell marginally to 374 deals in 1993, the value increased by 5 per cent to £3.1bn, according to the report produced by Initiative Europe and the Centre for Management Buy-out Research at Nottingham University.

By comparison, the volume of UK deals fell from 506 to 477 deals and the value fell by 14 per cent to £2.85bn. France, the most mature continental market, saw the sharpest decline, with deal volume and value down from 1993 peaks as the largest deals dried up.

But Initiative Europe says that the country's tax laws which make it unattractive for family-controlled companies to be passed from one generation to another – the issue of transmission d'entreprises – should provide a steady flow of opportunities for management buy-outs and buy-ins.

Overall in continental Europe, the recession has not led corporations in financial difficulty to shed non-core assets to repay borrowings at the speed seen by their UK counterparts.

But the recession has led to fewer small deals being financed and investment houses concentrating on doing fewer larger deals. This helped buy-out activity to remain roughly constant despite the deterioration in the economies of continental Europe.

While buy-outs were flat, the volume of management buy-ins increased by 60 per cent in the first half of 1994. The review finds that the technique is particularly appropriate where incumbent management of a family-owned company is not capable of leading a buy-out.

RG

*Europe Buy-out Review. Available from Initiative Europe – Tel 071 755 9832. Price £255.

Failed directors beware

Disqualifications are poised to increase in the UK, writes Andrew Jack

resources for disqualification work. It is also clearing a backlog of outstanding cases.

In the 12 months to the end of March, while there were more than 20,000 company insolvencies, only 464 cases were brought for disqualification, as well as 257 prosecution reports on companies and 382 on personal bankruptcies.

In stark contrast, in a parliamentary answer in June, Neil Hamilton, minister for corporate affairs, said there were likely to be 750 to 800 disqualification petitions this year. There will also be what the service calls a "significant" increase in prosecutions.

The changes follow a critical report last year from the National Audit Office, the Whitehall watchdog, suggesting that too few directors were disqualified as a proportion of companies that collapse.

The NAO suggested that the DTI's Insolvency Service was acting against only about half the directors identified by practitioners or its own staff as candidates for disqualification.

For two consecutive years, the service has been given extra

resources for disqualification work. It is also clearing a backlog of outstanding cases.

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acting against only about half the directors identified by practitioners or its own staff as candidates for disqualification.

For two consecutive years, the service has been given extra

working. They comment and tick a box if they believe disqualification should take place.

The Insolvency Service is putting pressure on practitioners to ensure that they provide sufficient information to make the basis of the case to prosecute a director.

One of the problems is that

insolvency practitioners estimate that about 10 per cent of the directors of failed companies deserve to be disqualified

there hasn't been enough publicity to get directors really frightened," he says.

Insolvency practitioners must fill out "D-forms" or conduct reports on all directors connected to the companies on which they are

Practitioners make their recommendations for disqualification based on guidelines from the Insolvency Service which directors would do well to heed. Those deemed important in judging whether a

director is not "fit and proper" to run another company include:

• Misfeasance or breach of duty: whether the directors have received money for services other than remuneration which has resulted in a loss to the company; authorised payments to themselves; undisclosed transactions which resulted in loss.

• Failure to comply with the Companies Act requirements to keep and preserve accounting records and information such as statutory registers and returns.

• Misappropriation or retention of company monies or property.

• Transactions defrauding creditors.

When the company has become insolvent, factors for practitioners to consider include:

• Causes of failure and

insolvency.

• Trading without regard to the interests of creditors.

• Trading without reasonable prospect of payment of creditors' claims.

• Use of "phoenix" companies where assets, customers or trading style may resemble closely those in a previous company.

• Taking payments or deposits if the directors know the company is insolvent.

• Undervaluing transactions, preferences and dispositions of property.

• Duty of the directors to assist the insolvency practitioners in their work.

The insolvency practitioner will also consider the sum at stake and the degree of public interest in disqualification.

If the rules are introduced and the insolvency Service prosecutes, directors who have not paid heed may find themselves in prison, or banned from taking on new directorships for as many years as the courts decide.

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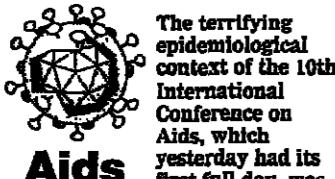
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TECHNOLOGY

INTERNATIONAL AIDS CONFERENCE

Explosive growth in infection stalks Asia

Paul Abrahams highlights the most recent findings



The terrifying epidemiological context of the 10th International Conference on AIDS, which yesterday had its first full day, was set out by Michael

Merson, executive director of the World Health Organisation's global programme on AIDS.

In spite of the efforts of governments and agencies, 3m people worldwide were infected with HIV during the last 12 months, said Merson. By conservative estimates that makes 17m people.

Nearly 60 per cent of all infections - more than 10m - were in sub-Saharan Africa, he said. In the Masaka district of Uganda, AIDS accounts for nearly half of all deaths. In young adults under 35, only one death in 10 is not HIV-related.

In Asia the rate of growth of HIV prevalence was alarming, Merson said. Since the AIDS conference in Berlin last year, more than 1m people have been infected by HIV in south and south-east Asia alone.

In Thailand, infections had increased tenfold since 1990. About 4 per cent of all military recruits in that country are infected and 1.5 per cent of women attending ante-natal clinics. In Chiang Rai, northern Thailand, 20 per cent of young men and 8 per cent of women are infected.

As for the disease rather than infection, 1m cases had been reported in 190 countries, Merson said that was an underestimate. He estimated that about 4m had developed the disease by June this year - an increase of 60 per cent on the same period last year. He warned that the World Health Organisation expected the cumulative total to reach 10m people by the end of the decade.

Merson warned that governments should not use costs as an excuse for inaction. "Implementing basic prevention programmes in Asia would cost between \$750m (£484m) and \$1.5bn

and could prevent 5m infections by 2000.

"The economic benefit that could result from prevention on such a scale is difficult to estimate, but it is massive in comparison with the investment needed. For Thailand alone the cost of AIDS and HIV will be \$1.1bn," said Merson.

Public health campaigns have had an effect. In Thailand such programmes were achieving impressive results. A sharp rise in the use of condoms had led to a 77 per cent fall in reports of sexually transmitted disease between 1986 and 1993. Efforts in Harare, Zimbabwe's capital, had led to a 63 per cent fall between 1990 and 1993.

With the AIDS epidemic gathering pace - 10 years after the discovery of HIV and its role in AIDS - there was a rising pessimism among patients and frustration among scientists about how to defeat the virus, said Bob Gallo of the US National Cancer Institute.

Preliminary therapies are clearly inadequate. The difficulties of treating HIV with anti-retrovirals, the only drugs licensed for HIV, such as Wellcome's AZT and Bristol-Myers Squibb's ddI, were outlined by Stefano Vella of the Instituto Superiore Di Sanita in Italy.

Vella explained the advantages of treating HIV-positive individuals before they developed AIDS symptoms. Although most infected individuals show no symptoms, the latent disease nevertheless continues to destroy the lymph system.

The problem, Vella explained, was that the Anglo-French Concorde study and more recently the ACTG 019 trial showed that the long-term benefit of using anti-retrovirals such as AZT was at best transient.

The pessimism surrounding AZT was similar to that which surrounded streptomycin, a tuberculosis drug, in the early

1950s. One medical journal argued that the drug was ineffective; in fact it worked but needed to be used in combination with others.

"We are now turning to combination therapy for HIV and AIDS. That is the obvious future for treatment. It's obvious today; it wasn't a few years ago," said Vella.

Preliminary results from a study, called ACTG 223, showed that AZT when used with Roche's ddI and another Roche drug Saquinavir, was more effective than therapies using one or two drugs.

Such triple therapy should be given early, and preferably to patients who had not had AZT before and so had not built up resistance to the drug, said Vella. When patients had had no previous therapy, the amount of virus in the blood fell to zero, and the patient's CD4 count - a measure of the performance of the immune system - rose.

Most importantly, by combining the drugs there appeared to be a delay in the rate of the virus to build up resistance to AZT and Saquinavir. Vella stressed the data was preliminary, but encouraging.

These theories and possible treatments remain far beyond the financial means of the vast majority of HIV-positive individuals.

An example of the plight of such people was given by Mohamed Hasan, chairman of the Arab International Centre for Fighting AIDS in Cairo.

His paper *Sexual behaviour of inhabitants of cemeteries in Cairo* was a model of its kind. He interviewed 930 adolescents and young adults living in the small cemetery courtyards of Cairo. Hasan found 42 per cent of girls were sexually active by the age of 14. About 5 per cent were HIV-positive. For them any progress in high-tech retrovirals announced this week will simply be academic.

Ever since Henry Ford devised a system to mass produce cars, manufacturers worldwide have struggled with the problem of how to make the grind of the factory-line both efficient and worker-friendly.

Toyota, the world's second largest car maker, believes it has found something close to the ideal in a system it has devised which aims to combine the optimum level of human labour and automation.

First crystallised at Toyota's factory in Kyushu, which began operating last year, the company's latest thinking on the production process also formed the basis for a recent revamping of the Motomachi factory where it manufactures its popular recreational vehicle, RAV4.

The philosophy behind the production process adopted at Kyushu and Motomachi stems from the conviction that human labour is best suited to fulfilling the demanding task of assembly, the last stage of the manufacturing process where the manufacturer has its closest contact point with the customer.

"In manufacturing, there needs to be a kind of communication between the maker of the product and those who use it," explains Mikio Kitano, a Toyota director in charge of production engineering. This communication is important for car makers to ascertain whether their cars are made to meet the needs of their customers, Kitano believes. Hence the importance of having workers, who can represent customers, in control of the assembly process. Only human employees can really tell if a door fits perfectly or if the steering wheel feels right, Kitano says.

At Motomachi, although assembly is the most labour-intensive part of the production process, there are no large, sophisticated robots visible in the assembly area. Instead, workers appear to be doing most of the work with the help of simple machines.

"It is sad to leave everything up to automation and not be fully involved in the work," notes Kitano. "People have to be the centre of the work."

At Motomachi, the assembly line where the car's wiring is installed employs about 20 people, each with his assigned tasks, involving very little automation.

This apparently greater reliance on human labour, however, does not mean that machines are shunned altogether. Automation is used as liberally at Motomachi as at Toyota's most highly automated factory in Tahara, in central Japan.

The 30 processes that are automated at Tahara are also mostly automated at Motomachi, Kitano points out. "Overall, the level of automation is about the same, but the kind of automation that is used is different."

Instead of the vast, supposedly



Helping to ease the daily grind

Toyota is using automation to aid its workers, rather than replace them, writes Michiyo Nakamoto

intelligent robots found in highly automated factories, the machines used at Motomachi are designed to perform specific and relatively limited functions to help the workers.

"My belief is that where people find it uncomfortable to do the work, it should be left up to machines," Kitano says. "The main purpose of automation is to relieve the burden on the workers."

In a further attempt to make assembly work more satisfying, Toyota has divided the work into groups, with a team in charge of each group of tasks. At Motomachi, assembly does not take place on a long assembly line from start to finish, with each worker doing several unrelated tasks. Instead, the process has been divided into five lines according to different functions or sections of the car. The intention is to give workers a stronger feeling that they have made an important contribution to the manufacturing of the car.

A conveyor belt now carries the workers along the line with the car they are working on, instead of trotting to keep up with the car as it moves down the line.

This latest approach to the manufacturing process that Toyota has

adopted is in striking contrast to the dominant thinking of a few years ago that propelled many car makers into sophisticated and costly automation.

Toyota was not an exception to the trend. In 1991, it, too, built a highly automated factory in Tahara at great cost and installed robots and sophisticated machines.

However, it soon discovered that placing too much importance on machines was a mistake. Not only did the need for specialists to run and maintain the high-tech machines mean that automation did not achieve its main goal of cutting labour costs, but those workers who had always worked at the factory felt intimidated by sophisticated machines.

Introducing that system wholesale into Motomachi would have been expensive. But rather than give up the idea, Toyota raised the floors with platforms to elevate workers at certain points and trenches were built to lower them at others.

"Personnel costs are not that different at the three plants, so the difference in the costs of the machines is the difference in the overall costs," Kitano explains.

So far, Motomachi has been a great success, Kitano believes. A doubling of production from an initial 2,000 a month to more than 4,000, due to the popularity of the RAV4, has been achieved smoothly.

The number of workers overall has increased as a result of the production increase, but the number of workers per car has not. "Although such an increase usually results in workers demanding more automation, my workers are not complaining," Kitano says cheerfully.

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PEOPLE

Strategic move for London Stock Exchange



The London Stock Exchange, once the English gentleman's bastion, has appointed an American woman, Fields Wicker-Miuri, 38, to the newly created post of director of strategy and finance.

The Exchange is facing increasing competition both at home - from alternative trading systems - and abroad - from other exchanges which are increasingly challenging London's role as the centre of cross-border share trading. Mike Lawrence, the chief executive, created the position as part of a wide-ranging shake-up at the Exchange and the executive has spent six months seeking a suitable candidate. "The main challenge is to

make sure we can maintain our leading position in European and global securities markets," Wicker-Miuri says, describing her new job.

For Lawrence, described by the City's old guard as "not one of us", the appointment may be a bit of a gamble, although Wicker-Miuri's credentials are impeccable.

A native of North Carolina with an MA in international economics and European studies from Johns Hopkins University, Wicker-Miuri also studied at the Institut d'Etudes Politiques in Paris. She has lived and worked in Europe since February 1987, when she was sent to Luxembourg by Core States Financial, then known as Phadel-

phia National Bank, to establish a European operation.

Core States, a large regional US bank, then had the same aspirations of many large American commercial banks to use their correspondent banking relationships to build a distribution base for commercial paper and other types of securities. Core States, like many of its competitors, found the strategy simply wrong and the bank withdrew.

But Wicker-Miuri stayed, and signed on as a strategy consultant with Strategic Planning Consultants, now part of Mercer Management Consultants where her clients were leading UK and international investment banks and insurance companies.

■ Isaac Rubin, md of Policy Portfolio, has been appointed chairman of The ASSOCIATION OF POLICY MARKET MAKERS.

■ Ian Nicholson, export director of Halls Garden Products, has been elected chairman of GARDENEX (the Federation of Garden & Leisure Manufacturers).

■ David Thomas, md of ASSI Packaging in the UK, has been elected president of FEFCC, the European Federation of Corrugated Board Manufacturers.

■ Sir Derek Horobin (below), former chairman of Rank Xerox (UK) and a member of British Rail's board for five years, has been appointed chairman of London & Continental Railways.

The company is bidding to acquire European Passenger Services and Union Railways, to provide international and local passenger services and to build and operate the fast link from London to the Channel tunnel.

■ Roger Garner has been appointed director of telecommunications at BRITISH GAS Transco; he moves from Caltex.

■ Nick Smith has been appointed md of Sekonda, and Julian Pollock md of the Apollo Group (retail sales

division), both TIME PRODUCTS subsidiaries.

■ Ken Mullen, formerly company secretary at Whessoe, has been appointed group company secretary and legal counsel at FARNELL ELECTRONICS.

■ Philip Green, formerly company secretary at British Aerospace Space Systems, has been appointed group company secretary at MEGGITT on the retirement of Malcolm Shaw.

■ Andrew Purvis has been promoted to sales director of NT Security, part of NEWMAN TONKS.

■ Caroline Cousins, corporate affairs executive at P&O and a former director of Earls Court Olympia's event organising company, at EARLS COURT OLYMPIA.

Philip Wroughton: hotly tipped

Old Etonian Philip Wroughton, a former High Sheriff of Berkshire, is having a rather good August. Last week he was elected vice chairman of Marsh & McLennan Companies, the biggest and most respected of the world's insurance brokers, and a day later his new racehorse, Landlord, won its first race at London's Kempton Park.

It may be the last race that Wroughton watches for some time. As chairman of C.T. Bowring and a member of the Council

ARTS

Live rats suspended in a cage, a snake and an indefinable embryo - Damien Hirst, the enfant terrible of contemporary British sculpture, is at it again. This time, however, his chosen medium is opera. Firefly Productions, a new young multi-media creative team, presents the overture and finale of its new opera *Agongo* at the Edinburgh Festival next Sunday alongside Hirst's installation for the piece.

The opera preview, at the Demarco European Arts Foundation, is part of Firefly's drive to raise £300,000 to complete the production. Its full-length debut is to be held at the Union Chapel, Islington, in May next year and there are plans to take it to Berlin, New York, Venice and Sydney.

Agongo: an opera in the making

Jane Mulvagh reports on Damien Hirst's first venture into this medium

Firefly Productions is the brain-child of young art dealer Daniel Moynihan, who has commissioned talents from across the range of the arts to create an opera based on an environmental short story he wrote 15 years ago. The music is by Mark Springer and Sarah Sarbandi. Piano and viola performers respectively, Springer and Sarbandi set up the high-energy band Rip, Rig and Panic, which has recorded with Virgin Records. The sets are by Hirst; the costumes by Japanese fashion designer, Kohji Tatsumi;

and Julian Hope, with experience at Glyndebourne and the Welsh National Opera, will direct. Hope's influence will, it is suggested, temper the assortment of radical talents to meet the interdisciplinary rigours of opera.

The Edinburgh taster suggests that Hirst's visceral observations on modern life and Moynihan's bleak libretto will be counterbalanced by the beautiful lyricism of Springer and Sarbandi's score. In a 35 square foot room the viewer will walk round a 25 square foot cage

suspended at head height.

The cage confines live rats bedded down in bottles and is suspended over, but cut off from, a verdant jungle beneath which an indefinable embryo struggles to be born.

A series of neon-lit images - a snake, a capsule, a tablet - hang on the walls and the 15 minute experience is supported by a synchronised light show "playing to" the overture and finale. According to Moynihan, the opera's theme dwells on man's mindless adherence to tyrants who

exploit any belief - science, medicine, environmentalism - for self-aggrandisement. A tribal chief, Agongo, is in the thrall of a dwarf who controls the tribe by metamorphosing from which doctor to Russian general and finally to western surgeon, wreaking havoc with broken promises.

The music fuses conventional instruments with sounds of the jungle and the industrial world. Sections of the score focus on solo players - a clarinet plays over the dawn chorus, for example - while the libretto includes confrontational

rapes, with one singer chanting a mantra of diseases in Latin while another resorts with surgical and pharmaceutical palliatives to the accompaniment of respirator machines. Neither side is granted victory, but there is hope that *Agongo* may become a "green" man.

This cautiously proselytising

work is targeted at the kind of audience which might attend Philip Glass operas or Michael Clark ballets and Moynihan hopes that commercial sponsors - fashion labels or ice cream brands, perhaps - eager to ally themselves to modish issues and target a specific age group and lifestyle, might see marketing benefits here.

The Proms

A lost 'Cry' from the past

There was a double Prom on Friday, and its late second concert attracted many new arrivals after the first: not the usual way around. That was because the second concert consisted entirely of Giles Swayne's 1979 *Cry*, eighty minutes' worth of 28 amplified voices - the BBC Singers - being put sonorously, slowly and meditatively through quite difficult hoops.

Cry is, or was, almost a "cult" piece. By the late 1970s, Swayne was not the only composer to feel disillusioned with academic music (mostly post-serialism then) and with avant-garde coterie. After flirting with rock, he found his inspiration in the folk music of Africa, where he has since gone to live. The outcome was *Cry*, a musical "creation-myth" which reflected the formal devices of Western music in favour of vocalisation and native rhythms.

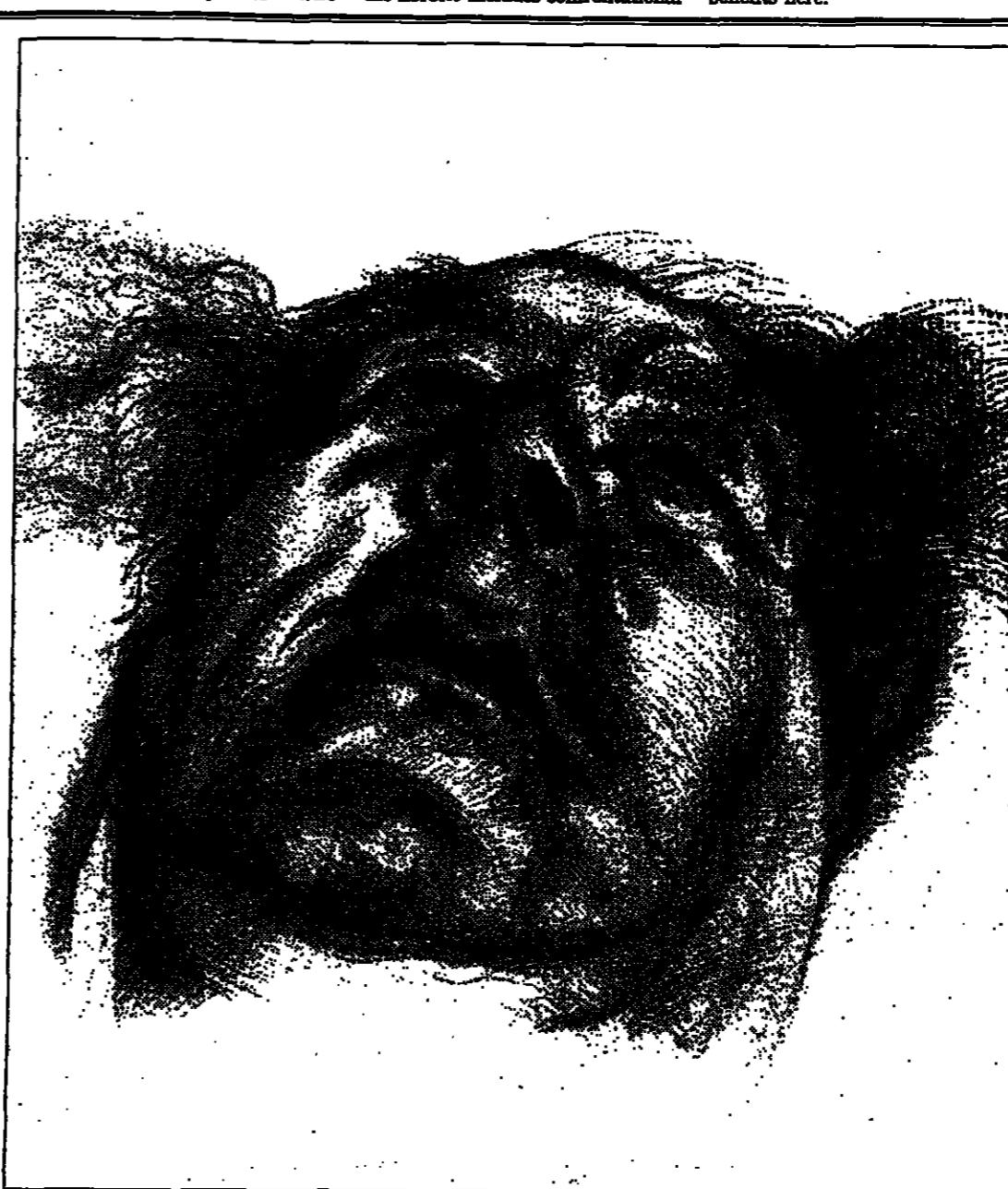
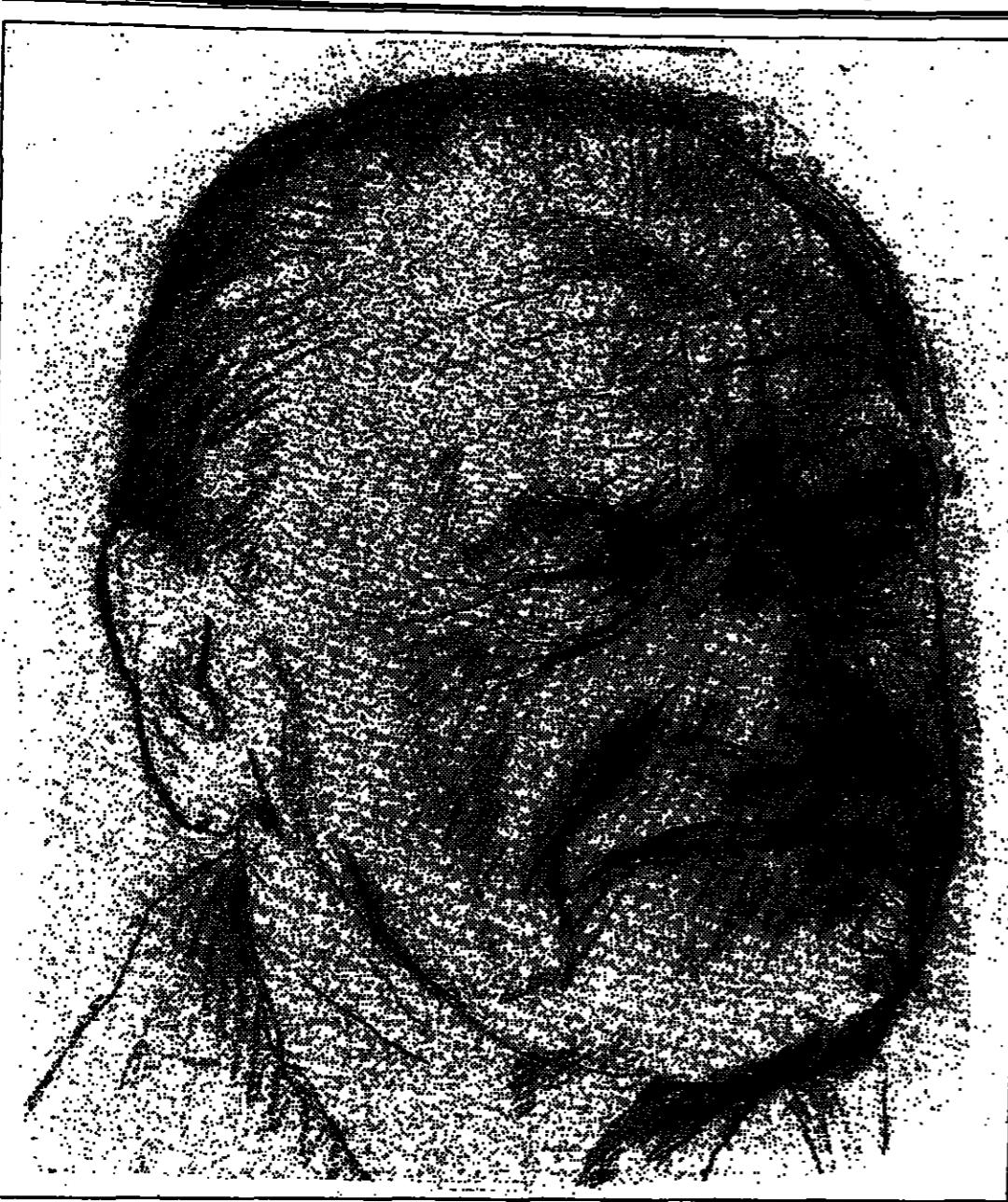
Originally it depended exclusively upon the voices. A 1980 version made use of amplification, and a 1982 one subjected the voices to electronic "treatment" as well, revised for the 1983 Prom performance. That was the form in which *Cry* made its famous impact: a suggestive hubbub of voices with a slow rate of change, rendered monumental and even magical by state-of-the-art electronics.

It has not worn well. As aids to motivation for non-specialist audiences (probably stoned), long minimalist pieces have the advantage of instant familiarity; for "visionary" appeal, Tavener and Gorecki have achieved more with simple Western harmonies. The special sounds of *Cry* are not so special now. (Nor, this time round, did they seem so haunting: high sopranos in *forte* were a hard amplified glare, and the intricate subsidiary voices were often not enhanced but muddled by the electronics.) Above all, *Cry* seems innocent of any structure that would sustain its ambitious length.

The earlier concert, if more Western-conventional, was happier. Kent Nagano conducted the Hallé Orchestra in a programme that ran from Elgar to Berg, and showed how well he and the Manchester band understand each other now. If Elgar's *Introduction and Allegro* for strings sounded unwontedly vehement, that was more interesting than the languid glow that some conductors think right for it; and Berg's extremely difficult *Three Pieces* were handled with great subtlety and delicacy, despite the huge thwack at the end.

In Mahler's *Lieder eines fahrenden Gesellen* the soloist was Béla Hágai, whose baritone had a raw expressive edge that sounded wonderfully apt for all that innocent pain. These are songs that too often get ultra-smooth, cultivated treatment. As for Vaughan Williams' *Sinfonia antarctica*, which shows all the marks of the film-music (for *Scott of the Antarctic*) from which the 80-year-old composer developed it, it makes a pleasant, kitschy, undemanding listen. Susan Grittin's wordless soprano was a positive asset.

David Murray



A portrait may indicate the wealth or status of a sitter, offer a fair likeness, and also reveal something of his or her character: Somerset Maughan by Graham Sutherland (left) and Lord Goodman by Lucian Freud

Portraiture seen in its own right

At the National Portrait Gallery Susan Moore is drawn to the faces for clues to history

A national portrait collection is unlike any other art gallery. Here, it is the subject of a work of art that counts; artistic merit a happy accident. As the aspiring young British history painter Benjamin Robert Haydon put it in 1817: "Portraiture is always independent of art and has little or nothing to do with it."

A portrait may easily indicate the wealth or status of a sitter, and offer a fair likeness. It may also reveal something of his or her character. The Romantic notion of the genius artist as uniquely capable of divining and representing the essence of an individual lies on. We scan faces for clues to history.

Where better to search for clues than in portrait drawings, the most immediate - and often the most

intimate - response of artist to sitter? Some 100 rarely exhibited drawings from the collection of the National Portrait Gallery in London have returned home from a North American tour and a selection is now on show in St Martin's Place. This disparate display, ranging from Nicholas Hilliard's keep-sake icon of the Virgin Queen to Kitson's pastel of the art historical knight Ernst Combrich, is utterly compelling. Unlike other exhibitions, the captions are almost as rewarding as the works of art.

At one extreme is the stick, formulaic chalk of Charles Dickens by one Samuel Laurence, the quintessential anodyne portrait that tells us nothing but shows that, in terms of portraiture, the great and the good do not invariably get their just deserts. In contrast, the 16th cen-

tury poet William Cowper could not have hoped for a more sympathetic recording angel than George Romney.

Romney considered this rare pearl as the nearest he had come to a perfect representation of life and character, and had taken great pains to express what he had often witnessed, "the poet's eye in a frenzied rolling". That said, informal attire - no wig - and the suggestion of a keen, nervous sensibility (Cowper was a manic depressive) were conventions widely applied to the portraits of writers and artists of the period.

No lesser witness to the 18th century physiognomist's premise that character can be read in a face is the head of Somerset Maughan. Graham Sutherland offers an incisive analysis of the hard, thin lines

that scour and sour the writer's face. Sutherland spoke of dovetailing the diverse and complex forms into a single rhythm that suggested "the maximum action in repose". In Lucian Freud's no less impressive study of the recumbent Arnold Goodman, scrutiny of form appears as the advantages of some intimacy between artist and sitter. In an and in itself. This is not a portrait of a distinguished law lord. From Freud's peculiar vantage point, Lord Goodman's head is simultaneously a mass of fleshly folds, crags and cavernous nostrils complemented by wisps of unshamed hair.

Freud could never be accused of flattery his sitters. Not so Henry Lamb, who perhaps can be forgiven his outrageous if tentative idealisation of the Hapsburg features of his formidable mistress, Lady Ottoline Morrell. (John Singer Sargent, a

seasoned hand at phiz-mongering, animated the manly features of the composer Dame Ethel Smyth by imploring her to sing the "most desperately exciting songs" she knew.) Elsewhere there is ample evidence of the advantages of some intimacy between artist and sitter. In the presence of Gwen Raverat, known since childhood, a young John Maynard Keynes sits reading, relaxed and oblivious to the artist's intense gaze. William Holman Hunt described his pencil portrait by Miller as "totally different from all other sketches which my friends have done being unlike either a murderer, or a bear drinking pick-pocket". Edward Burney's water-colour of his older musician brother, Charles, playing the fiddle, is an astonishingly tender expression of fraternal affection.

Ultimately, it is only in the self-portrait that the artist is both intimately familiar with his subject and under no obligation to pull his punches. We detect an old man's apprehension in the touchingly direct chalk on blue paper of the 70-year-old portrait painter, art collector and Jonathan Richardson the Elder. Sir George Hayter belongs more to the Albrecht Dürer school of self-portraiture. Arm in a sling after a riding accident, he cuts a romantic figure in his vaguely exotic dress, languidly puffing on an oriental pipe.

David Bomberg, in contrast, is quite sure that he does not like what he sees in the mirror. The exhibition, sponsored by Philip Morris, Historical Portraits, continues until October 23.

INTERNATIONAL ARTS GUIDE

AMSTERDAM

Concertgebouw Tonight: Jun'ichi Hirokami conducts National Youth Orchestra of Scotland in works by Stravinsky, Ibert and Tchaikovsky, with flute soloist William Bennett. Thurs: Nikolai Luganski and Oxana Jablonskaya in a duo piano recital. Sat: Dmitri Sitkovetsky is conductor and violin soloist with New European Strings. Sun: Moscow Chamber Orchestra plays Arensky, Liszt, Stravinsky and Tchaikovsky. Next Mon: Kreisler String Orchestra plays Shostakovich, Britten and Dvorak, with soprano Claron McFadden (24-hour information service 020-675 4411, ticket reservations 020-671 6345)

National Theatre of Greece's production of Aristophanes' *Plutus* on Aug 20 and 21. Yevgeny Kissin piano solo on Aug 22, Saiti Ozawa and the Saito Kinen Orchestra on Aug 24. The Kirov Ballet from Aug 3 to Sep 4, Riccardo Muti and the Vienna Philharmonic on Sep 6 and 7, and the Lyon Opera Ballet from Sep 9 to 13 (Athens Festival box office, 4 Stadiou Street, in the arcade. Tel 01-322 1459/01-322 3111. Open Mon-Sat 8.30-14.00 and 17.00-19.00, and Sun 10.30-13.00)

EPIDAUROS FESTIVAL The annual festival of ancient drama in the 1,400-seat amphitheatre at Epidaurus hosts performances of Greek classical drama on most weekends throughout the summer. Art Theatre of Karolos Koun presents Aristophanes' *Plutus* on Sat and Sun, followed on Aug 20 and 21 by Cyprus Theatre Organisation's production of Aristophanes' *The Birds*. Tickets are available daily at the Athens Festival box office or the theatre of Epidaurus on Fri, Sat and Sun (0753-22006)

CHICAGO

RAVINDA FESTIVAL Tonight: Los Lobos. Tomorrow: The Neville Brothers. Thurs: Midori violin recital. Fri: Riccardo Chailly conducts Chicago Symphony Orchestra in works by Gershwin, Glass and Dvorak, with violin soloist Gidon Kremer. Sat: Chailly conducts Stravinsky, Chopin, Debussy and

Ravel, with piano soloist Elgar Neborski. Sun: Chailly conducts Mahler's Seventh Symphony. Mon: Florence Quivar song recital. Aug 17 and 18: Yo Yo Ma. The festival runs till Aug 28. Ravinia is situated in Highland Park, within easy reach of downtown Chicago by train, bus or car. To order tickets by phone, call 312-527-2000. Outside the Chicago area, call 1-800-433-6819. Tickets can be ordered by fax 24 hours a day: 708-433 4582.

THEATRE ● Jeffrey: as part of their Pride Performance series of gay and lesbian theatre, Ballinwick Repertory presents the Chicago premiere of Paul Rudnick's hit comedy about love and dating in the age of AIDS (Ballinwick 312-327 5252). ● Talking Heads: Steppenwolf alumnus and famed character actor John Mahoney directs the American premiere of Alan Bennett's tragicomic series of monologues. The cast includes Estelle Parsons (Steppenwolf 312-335 1650). ● Second City: the improvisational comedy craze was born in Chicago, and Second City is still its hub. Catch a comedy revue on the main stage or the company's smaller theatre (Second City 312-337 3392)

COPENHAGEN Tivoli Tomorrow: Gary Bertini conducts Tivoli Symphony Orchestra and Chorus in Mahler's Das Klagende Lied, with vocal soloists

Meichthild Gessendorf and Thomas Moser. Thurs: Dmitri Kitaenko conducts Danish Radio Symphony Orchestra in works by Sibelius, Nielsen and Rakhmaninov, with piano soloist Liya Zilberman. Sun: Hagen Quartet, with pianist Paul Guida, plays works by Mozart, Shostakovich and Schumann. Next Mon: Marcello Viotti conducts Tivoli Symphony Orchestra in Strauss and Schubert, with soprano Tina Kiberg. The summer concert season runs till Sep 18 (3315 1012)

LONDON

THEATRE ● King Lear: Robert Stephens gives a towering performance in Adrian Noble's RSC production, successfully transferred from Stratford. In repertory with The Merchant of Venice and The Merchant (Barbican 071-369 1731). ● The Miracle Worker: Jenny Seagrove is the beautiful heroine in William Gibson's well-tailored tear-jerker about the blind infant Helen Keller (Comedy 071-369 1731). ● The Seagull: Judi Dench heads a splendid cast in Pam Gems' new version of the Chekhov play (National 071-928 2252). ● Broken Glass: British premiere of Arthur Miller's latest play, in which a woman becomes paralysed although she has no discernible ailments (National 071-928 2252). ● Lady Windermere's Fan: Philip Prowse's glamorous production of Oscar Wilde's 1892 comedy (Albert 071-369 1730). ● The Cryptogram: Lindsay

Duncan and Eddie Izzard star in David Mamet's tremendous new play about betrayal (Ambassadors 071-838 1171). ● The Queen and I: Pam Ferris plays the Queen in Sun Townsend's stage version of her best-selling novel, which places the Royal Family on a housing estate (Royal Court 071-730 1745). ● She Loves Me: a delightful West End revival of Scott Ellis' Broadway

revival of the charming 1963 Master of Bock and Henrick musical (Savoy 071-838 8888). ● Crazy for You: after more than a year in the West End, the lavish romantic musical based on Gershwin's *Girl Crazy* still bursts with energy, humour and style (Prince Edward 071-734 8951). ● Fiddler on the Roof: Topol plays his alter ego Tevye in this short season of the Bock and Henrick musical (London Palladium 071-494 5021)

MUSIC/DANCE

Royal Festival Hall in tonight's Prom, Peter Maxwell Davies conducts the Philharmonia Orchestra in the world premiere of his Fifth Symphony. The rest of the concert, featuring works by Weber, Sibelius and Beethoven, is conducted by Matthias Bamert. Tomorrow's BBCSO programme is a tribute to Malcolm Sargent, conducted by Vernon Handley, with piano soloist Moura Lympany. Iona Brown brings the Norwegian Chamber Orchestra to the Proms on

Thurs, followed by the BBC Concert Orchestra's tribute to Constant Lambert on Fri. Klaus Tennstedt conducts the LPO in Britten and Beethoven on Sat, and the second of this week's world premieres is John Tavener's *The Apocalypse* on Sun, conducted by Richard Hickox (071-838 8212)

VERONA

This summer's operas are Norma, Otelio, La bohème, Aida and Nabucco. Plácido Domingo sings in a gala performance of operatic extracts tonight, with other soloists including Cecilia Gasdia and Leo Nucci. The season runs till Sep 2 (045-59651)

WASHINGTON

● The main summer show at the Kennedy Center is *Miss Saigon*, the musical love story set during the Vietnam war. Daily except Mon (202-467 4600). ● Country singer Reba McEntire gives tonight's concert at Wolf Trap, followed tomorrow by jazz saxophonist David Sanborn, plus Preservation Hall Jazz Band on Thurs and Mannheim Steamroller electronic music on Fri.

Next week's programme features the Righteous Brothers, Nancy Griffith and the Wolf Trap Opera Company (703-255 1860)

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FINANCIAL TIMES

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Tuesday August 9 1994

Freeing Latin American trade

The agreement by the presidents of Argentina, Brazil, Paraguay and Uruguay last week to put in place a customs union from the start of next year is a potentially encouraging development. It is vital, however, that this agreement prove outward-looking, not just towards the rest of Latin America, but towards the world. It is still too early to be sure it will pass.

The decision to go ahead with the Mercosur customs union is yet another indication that the region's governments have buried historical rivalries and are trying to turn away from protectionist and statist economic policies. It also gives a symbolic boost to the cause of economic integration in the western hemisphere, however remote that goal remains.

The Mercosur accord – which brings together 190m people in a market worth more than \$600bn a year – should secure a relatively open Brazilian economy. For much of Latin America, that may be a more important objective than free trade with the US. Although Mercosur has failed to meet the ambitious goals of free movement of labour, capital and goods initially envisaged by the four governments, the treaty obligations of Mercosur will make it much more difficult for them to return to protectionism.

The fact that a customs union – with a common external tariff regime – has been created should also prove positive. Behind a common tariff, there is no need to formulate complicated rules of origin for imports. These are an inevitable feature of the patchwork of free trade agreements being negotiated in the Americas and also a potentially significant obstacle to return to protectionism.

Building block

The agreement has also been framed to allow for future accession – initially on an associate basis – of other countries, such as Bolivia and Chile. It thus has the potential to become the building block, rather than a stumbling block, towards further economic integration.

For all that, the devil of such agreements is in the details – aspects of which are still unclear – and the way governments choose to implement them. Unfor-

A choice of large aircraft

The dogfight over which aircraft should replace the Royal Air Force's ageing Hercules transport fleet has so far been mostly confined to snarls and barks. The two combatants – Lockheed, the US manufacturer of the updated Hercules, and British Aerospace, potential partner in the Italy-named European Future Large Aircraft – have mostly settled for emotive newspaper advertising to make their pitch. But the fighting before a cross-departmental Whitehall committee this autumn will probably draw real blood.

Ministers and civil servants have to judge some finely-balanced arguments. Lockheed contends that its latest generation of Hercules, the C-130J, is an evolution of the aircraft which has served the RAF and many other air forces well. Now new technology will cut the crew required, and hence the operating costs, and improve its performance. Better still, from a cash-strapped Ministry of Defence's point of view, the aircraft will be available off the shelf in 1996 at a fixed price.

British Aerospace argues that the Future Large Aircraft will be a more modern design than the Hercules, which will allow it to operate at lower cost over its service life. The FLA will be faster and larger, and so can transport equipment which will not fit into a Hercules. There is also a large world-wide replacement market for Hercules which the FLA could attack.

More parochially, BAe also fears that, if the UK does not back the FLA, the other members of the consortium will proceed anyway but that British companies will be excluded. In particular, BAe may lose its role as wing-maker to the Airbus consortium, with DASA of Germany taking its place.

Competing claims

In sitting these competing claims, the first decision must be: can Britain afford to wait for the FLA to arrive? The current Hercules fleet is showing its age badly. If an accurate assessment shows that the fleet cannot be maintained at a reasonable cost into the next century, then the FLA is simply not an option.

A rigorous examination of the development costs of the FLA, and the lifetime running costs of both aircraft, is also needed. Aerospace

tumultuously, the governments tend to see the creation of trading blocs as an answer to an imaginary dilemma, namely that their economies are trapped between the high technology exporters, on the one hand, and the ultra low-wage economies of Asia, on the other.

The risk is that such a defensive view of trade opportunities will lead to the replication of mistaken import substitution policies at an international level. If barriers to imports are set too high, trade diversion will outweigh trade creation, economic efficiency will deteriorate and export performance falter. This, in turn, will vindicate initial defensiveness and reinforce protectionist sentiment.

Obvious flaws

From this perspective, Mercosur has obvious flaws. The agreement has forced Argentina, for example, to raise its current zero tariff on capital goods imports to between 14 and 16 per cent. An important sector of Argentine industry will be protected from Brazilian competition for a five-year period – worrying because such "temporary" protection often has a way of becoming permanent. Similarly, the car regime provides continued heavy protection for domestic automobile manufacturers.

One worry there is that Mercosur might encourage its members to believe they have an alternative to seeking global competitiveness. Another is that it may make hemispheric integration not easier, but more difficult to achieve. One trade specialist, Ms Nora Lustig at the Brookings Institution in Washington, has suggested the establishment of a regional agency to ensure such accords remain open to third parties. She suggests such an agency should be a central topic at the forthcoming summit of the Americas which President Bill Clinton has called in Miami in December.

The idea is right, but should be taken still further. The aim must not just be to ensure these accords do not raise obstacles to hemispheric economic integration. They must also be consistent with what Latin American countries have most shied away from during the past half century: integrating efficiently with the world economy. Here is an agenda item for the World Trade Organisation.

For all that, the devil of such agreements is in the details – aspects of which are still unclear – and the way governments choose to implement them. Unfor-

Firm order

At a bare minimum that would require a fixed price bid from British Aerospace for a firm order. BAe might also have to underwrite the cost of maintaining the existing Hercules fleet while waiting for the FLA. In return, the MoD might have to agree to stop fiddling with the aircraft's specification, a perennial habit of civil servants which drives up costs of many programmes.

Definite answers to these questions will take time to establish, and BAe is hampered because the final feasibility study for the FLA is not due to be completed before the end of the year. If BAe really thinks that it can provide adequate answers to the testing questions, then it is perhaps justified in arguing for more time to make its case.

It is also true that Airbus工业, which would manage the FLA project, has a good recent record. In particular, the A340 civil airliner has proved that the consortium can develop an aircraft which has a strong market in relatively short order.

However, in arguing for British participation in the FLA, BAe should be mindful of the risks of fixed-price military contracts to aerospace companies. Hundreds of millions of dollars written-off by McDonnell Douglas on its C-17 jet transporter are a graphic reminder of what can go wrong. It should also remember that it would only be a minority partner in the project and so not fully able to control its own destiny. If BAe is serious about pursuing the FLA, it had better make sure that the terms on which it might settle with the MoD are not ones which the company might live to regret.

It is lunchtime on Friday October 13 1995, and a large UK bank is failing. Its capital has been wiped out by the collapse of several big companies and catastrophic falls in markets. As rumours spread through London money markets, its credit dries up, and it starts to lose deposits.

At an emergency meeting attended by the governor of the Bank of England, the bank's board agrees to close the bank at the end of the day so that it can be recapitalised in an orderly way.

But Mr Eddie George, the governor, knows that an even larger problem is looming. He phones Mr Alan Greenspan, chairman of the US Federal Reserve Board, to warn him that London's payment systems are about to grind to a halt.

The difficulty stems from the bank's status as a clearing, one of a privileged breed which has existed in the UK since the 1770s. It is one of 16 which pass £100m in large electronic payments and cheques – through the clearing system each day. As well as big UK banks, Citibank, Deutsche Bank and Crédit Lyonnais also have such status.

By lunch the bank owes billions of pounds to other banks in the Clearing House Automated Payment System (Chaps). It has sent them thousands of computer messages authorising immediate payments on behalf of large customers such as quoted companies and financial institutions.

But although the other banks have credited cash to customers' accounts immediately, they have not received the money. That should happen late in the afternoon, when promises are totted up. At that moment, if Bank A owes Bank B £2.1bn and is in turn owed £1.5bn by Bank B, it should pass Bank B £300m.

Mr George has been warned that Bank A is about to refuse to settle. It threatens to retain the £200m it is likely to promise today, until it has received an injection of public money and is certain it can pay.

This could not only cripple another clearing – the nine largest UK banks have only £24bn in equity and reserves – but force suspension of the Chaps system. Currency markets would halve, because 45 per cent of the money passed through Chaps is the sterling half of foreign exchange contracts.

Mr George curses his luck at having come close to avoiding catastrophe, but failing at the last...

This nightmare has two years left to come true. After that the Bank of England hopes to have banished it to the realm of fantasy. "There is a real but avoidable risk to the financial system, and we could not just sit back and tolerate it," says Ms Marilyn Lowther, the Bank's deputy chief cashier.

The solution which clearing

banks have agreed with the Bank involves abolishing net settlement at the end of the day. Banks will instead settle their big payments to each other in full as accounts are credited, so eliminating the hours during which they pile up obligations.

Real Time Gross Settlement (RTGS) should allow regulatory authorities to take a troubled bank out of the system without disrupting others. If it was settling its accounts instantly, it would not owe anything when it was shut down. "It means that when you stop the clock, you can make a clean break. The whole payments system does not have to seize up while you sort out the mess," says Ms Lowther.

Real-time cash settlement could also allow instant settlement of securities contracts. In addition, if all countries achieved real-time settlement, the systems could be linked to eliminate delays in settlement of foreign exchange contracts across time zones.

The latter is a long-held ambition of central bankers since the 1974 collapse of Herstatt, a German bank. Because of different time zones, customers who bought the D-Mark halves of thousands of foreign exchange contracts were left unpaid when the bank collapsed before they were paid the corresponding amounts in dollars through US banks.

For central bankers concerned with payment systems, RTGS sounds like a perfect world. But it is not a one-way bet for the UK clearing banks. They not only face paying more for a service which has been cheap until now, but could have to alter balance sheets in a way that squeezes profit margins.

Further, some central banks, including the US Federal Reserve, operate real-time settlement commercially, charging banks for providing cash to all the system. Others, such as the Bank of France, have created resentment by trying to impose their blueprint of real-time settlement on commercial banks.

When faced in 1992 with the possibility of being strong-armed into an expensive and difficult new world, some UK bankers argued that set-

tlement was only one of many risks. Thus it was illogical to single it out for attack. A bank takes risks every time it lends cash, or enters a securities contract.

But settlement risk is unlike other forms of banking risk for two reasons. The first is that it is virtually impossible to control who participates in the system. When they lend money, banks can probe the strength of those they are dealing with, either by checking the credit record of a person, or looking up the rating of a company.

But when they clear payments from other banks, it is impossible in

practice to carry out such vetting. They must honour instructions from all companies which are customers of a fellow bank. They can impose overall limits on their indebtedness to other banks – a method introduced in Chaps in 1992 – but this is a crude method of limiting risk.

The second unique characteristic of settlement risk is that it is hard to charge appropriately for it. A bank covers the higher risk of lending to a bad borrower by charging more. But when it clears payments from other banks, it is impractical to levy anything other than a

collapse, and widespread secularisation have historically corresponded with statism and socialism.

The moral defence of liberty must make a series of distinctions between rights and privileges, between society and government, between community and the collective. Rights, society, and community are all part of the natural order of liberty. Privileges, government and the collective are not entirely separate, but they are essentially different in that they rest on pre-emptive coercion. In the terminology of the public philosopher Albert Jay Nock, what is done by political means should not be confused with what is done by social means.

A moral argument for economic liberty should not shrink from its own logical implications, however politically unfashionable. An imperative against theft and in favour of the security of private property must also suggest caution about taxes above the minimum necessary for the rule of law. Freedom of contract must include the freedom not to contract. Toleration of individual differences must include tolerance for the inequality in wealth that

will be the unavoidable result. It is sometimes said that no one dreams of capitalism. This too must change. Rightly understood, capitalism is the name for the economic component of the natural order of liberty. It means wide ownership of property, fair and equal rules for all, economic security through prosperity, strict adherence to the boundaries of ownership, opportunity for charity, wise use of resources, creativity, growth, development, prosperity, abundance, and, most of all, the economic application of the principle that every human person has dignity and should have that dignity respected. It is a dream worthy of our spiritual imaginations.

Robert A Sirico

Father Sirico is president of the Acton Institute for the study of Religion and Liberty in Grand Rapids, Michigan, US. This article is drawn from his larger monograph *The Moral Foundations of Liberty* (Institute for Economic Affairs, 1994).

OBSEVER

Messing about in boats

■ Who will be the next bigwig to be piped aboard the Alexander, Greek billionaire John Laetsis' gin palace?

Former US President George Bush, plus more than a dozen relations and friends, have already been invited to the Alexander when he turned up at the Corfu European Union summit. The word is that Prince Charles accompanied by Princess Harry and William are next in the queue.

Laetsis' legendary hospitality consists of lending his guests his yacht, equipped with helicopter, and leaving them to chart their own course.

For Prince Charles, that could mean a stop at Mount Athos, the peninsula off the northern Greek coast inhabited only by Orthodox monks – and indeed only males of any species. The theocratic republic, which enjoys autonomy from Athens, attracts an increasing number of western visitors with a mystical bent. Sounds like just the place for Prince Charles.

Sun, sea, and dung
■ A Cologne judge has refused to order a travel company to grant a family a 50 per cent rebate on what they claimed was a particularly malodorous north African holiday.

The judge instructed them – as any well-travelled German should have already known – that camel dung and seaweed were not unpredictable hazards of Tunisian beaches.

Roll over Carnegie

■ The UK economy must be on the mend – judging by the number of new (ad)ventures being started by Peter de Savary, the buccaneering yachtsman-cum-businessman who found the last recession more heavy going than most.

Last week Observer reported that de Savary, who was pipped at the post in the 1988 America's Cup by Australia's Alan Bond, was planning to invest upwards of £1.5m on a boat to take part in a new international race being planned by the super smoot Royal Yacht Squadron and the New York Yacht Club. Now comes news that he is planning to reopen the 100-room Skibo Castle, Andrew Carnegie's old home in the Scottish highlands, as an upmarket leisure resort.

The local enterprise council has chipped in £0.5m towards the £15m that de Savary is planning to spend on upgrading the property to the style the US steel magnate is accustomed to when entertaining the likes of Edward VII and the Rockefellers. It will, of course, have a few extra facilities such as a fully equipped gymnasium, golf course and beauty therapy centre. No word yet on the cost of membership, but de Savary is planning to milk the

great steel man's name for all it is worth by christening his latest baby the Carnegie Club.

Dirty linen

■ In a burst of world-beat efficiency, the Bank of England has for the first time in its history put the building's cleaning contract out to tender. None of the English Mrs Mopseys being deemed suitable, the job of dusting down the gold bullion has been farmed out to Denmark's International Service Systems.

If this welcome trend continues, perhaps De La Rue will be allowed

to have a go at printing Britain's bank notes.

Daley round

■ Twenty six years of penance is obviously deemed to be sufficient. Chicago is being allowed to host a Democratic National Convention once again which should give the current Mayor Daley a chance to do something towards settling the family record straight.

For it was when his father, "Boss" Daley, was in the mayoral office that he did have a man in the right place. With his former campaign manager David Wilhelm now chairman of the Democratic National Committee, Daley's city was more than well-placed to secure the prize in 1988. But was he a bit optimistic when he forecast

echoing the words of the late 1960s protesters, that the "whole world will be watching"?

Boxed in

■ The disgraced former president of Brazil is doing his best to resuscitate his old party – but it's nothing if not a challenge. With the National Renewal party trailing at

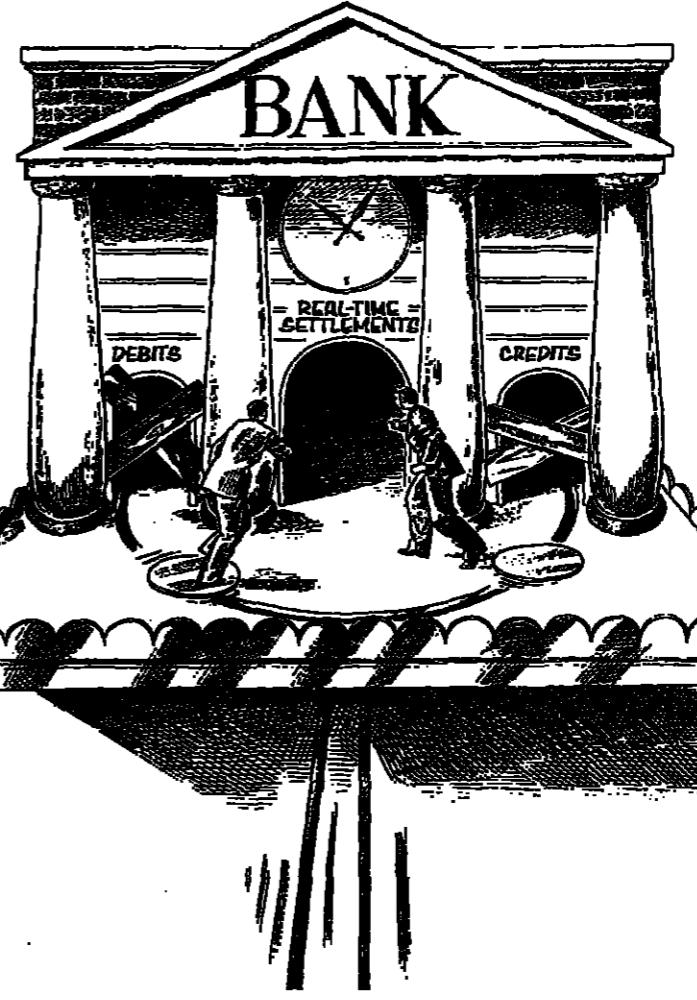
under 1 per cent in the opinion polls, Fernando Collor de Mello, who has been banned from office until the year 2000, made an appearance on TV to aid the flagging campaign of the party's next choice for president, Walter Queiroz. No doubt mindful of a Brazilian law that forbids anyone but the candidate himself appearing in a party political broadcast, Collor made do with just a photo and a voice-over as he rallied against the "state mandarins" who had contributed to his downfall.

That was still too much for the courts, who warned him that any repeat salutes on to the box would cost him a year in jail.

But he must nearly have stumbled over Queiroz on the court room steps. The latter has been expelled from the party following allegations that he "forgot" to declare \$1.7m in income tax returns, but is fighting to be reinstated.

Well balanced

■ No one can say that former Soviet enterprises released from the shackles of communism are not setting themselves ambitious targets. Passengers on Uzbekistan Airways' regular service between London and Tashkent must be reassured to read a new year wish from Gani Rafikov, the company's director-general: "that the number of take-offs be equal to the number of landings."



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NKK set to transfer 1,300 staff

Japan's redundancy safety net scheme gains another customer

By Gordon Cramb in Tokyo

NKK, the lossmaking Japanese steelmaker, announced yesterday it was shedding a further 1,300 jobs.

The workforce had no overt reason for despair. Japan's disavowal of compulsory redundancies means the cuts are to be made, apart from those who wish to retire, within the bounds of a government scheme by transferring staff to affiliates or customers. Those transferred will remain NKK employees and the company says, will continue to draw their present salaries.

The staff affected are technical workers and white-collar staff who, an NKK official said last night, need not worry about being forced into an inappropriate job. "Accountants will be sent to accounting departments," he said.

If the main disruption to those transferred is that the office to which they bring their lunchbox each day is not the one they have previously known, their experience will be better than most have encountered.

Car parts price rise

Continued from Page 1

would be put at risk," says the European Campaign for an Automotive Repair Right, a grouping of independent suppliers and consumer organisations.

They also argue that the ruling could cause great inconvenience to consumers in the UK who are able to ring up glass suppliers, for example, 24 hours a day for repairs on broken windshields.

"It is not just a matter of cost, it is a matter of flexibility," said Mr David Roycroft, of Pilkington, the UK glass manufacturer.

The carmakers say they should be allowed some sort of protection for parts in order to recoup the costs of investment in design, although the consumer groups counter that those costs are covered in the sale of the vehicle.

The manufacturers also argue that, without design protection, the industry will lose jobs and that quality will suffer.

Minefield offers route between Israel and Jordan

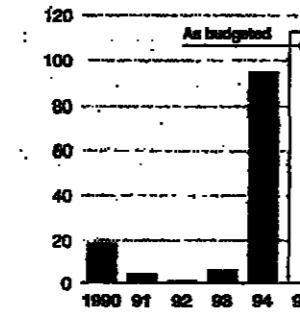
Continued from Page 1

foundations of genuine peace."

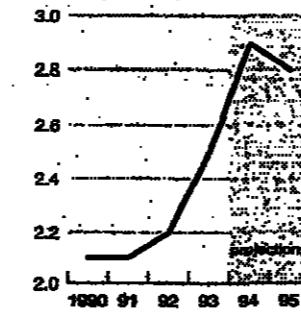
"Through open borders and open phones, road links and air links, economic co-operation and security co-ordination Jordan and Israel will, step by step, transform their relations as well as their region," Mr Christopher said later the Arafat-Hussein summit had discussed trilateral Israel-Jordan-US plans for regional development and October's Middle East economic conference in Casablanca, sponsored by King Hassan of Morocco, US

Japan

Labour adjustment subsidies, Yen



Unemployment rate, %



A survey of 335 large and small companies, released last year, suggested that seven out of 10 secondees departed with no guarantee that they would be able to return to their former workplace once conditions improved.

At least eight in 10 such workers found poorer conditions, such as longer hours and a cut in paid holidays, and fewer than a third were compensated for this by the parent company.

NKK stands to benefit from the

secondement only because of the existence of a system, administered by the government but funded by the private sector, which for 20 years has helped smooth the paths of companies which fall on hard times.

The employment adjustment subsidy scheme is due to pay out a record Y112.7bn (\$1.1bn) this year to employers in designated industries where sales have dropped from a year earlier. This allows them to take from the off-

shoot to which a worker is seconded whatever modest salary contribution is agreed, while a central pool pays the larger company up to two-thirds of the wage bill for staff members it has transferred.

Hundreds of thousands of Japanese workers have been asked to move by their employers in the past two recessions.

The reach of the programme has been extended as the domestic economic downturn continues.

It now covers more than a quarter of industrial categories recognised by the labour ministry, and the overall payout is more than 100 times the level of three years ago.

Funding the scheme is an "employment insurance contribution" representing 0.35 per cent of wage bills. In spite of previous US protestations, Japan maintains that the income is not a tax, nor are the outgoings an industrial subsidy.

Last week airlines - following cuddly toys and advertising agencies - became the latest sector to qualify for assistance.

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IN BRIEF

Japanese group seeks to list in US

Biomaterial, a biotechnology company based in western Japan, is planning to list on Nasdaq, the US over-the-counter stock market, making it the first Japanese company to bypass the domestic stock market for a listing on an overseas stock exchange. Page 17

Continued improvement at Ciga hotels
The hotels division of Ciga, the Italian group, has continued to improve its operating results in the first seven months of this year. But the group, which is now effectively controlled by ITT Sheraton, the US conglomerate, will still be forced to announce a first-half loss due to financial charges. Page 16

US store group reaches record highs
May Department Stores, the US department store group, said sales and earnings reached record highs in the six months to July and outlined plans for increases in the number of stores. Page 17

Acatos up on supplier link
Shares in Acatos & Hutchison rose by 15p to 235p on the UK edible oils and fats manufacturing group said it had reached agreement with an international supplier to take a 22.5 per cent stake. Page 19

Trade indemnity sees fall in claims
Trade indemnity, the UK trade credit insurance company, reported a 43 per cent fall in gross claims against policies from its continuing operations in the first half of 1994. Page 20

UK engineers gear up for Asia
For many UK engineering companies, prospects for sustained long-term growth lie beyond the mature markets of the UK, continental Europe and North America. Andrew Baxter looks at how UK engineering companies are gearing up for growth in Asia. In the first of a series of visits Weir Group, the Glasgow-based pumps and engineering products company, which says "Asia is bubbling over". Page 20

Exports grow from Guatemalan co-op
A farming co-operative in Guatemala provides technical assistance, healthcare, literacy teachers and cheap credit to its members, from whom it buys export quality vegetables. Exports have grown from about 100,000lb of mangosteen peels in 1982 to more than 9.5m lb of produce last year. Page 22

Diamond bubble bursts
Canadian geologists and mining analysts have burst the frenzied search for diamonds across a wide swathe of northern Canada over the past two years. Page 23

A show of strength from Europe's bourses
European bourses showed strength last week, with Italy being the only exception, hampered by political problems. Asia's markets were also ebullient, with Malaysia recording the best performance in local currency terms. Back Page

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Chief price changes yesterday

PRIMAPORT (pence)		PARIS (FFP)	
Prices		Prices	
Digester	507 + 8.5	Ente B-Say	215 + 18
Asche	1265 - 10	Ente C-Layton	2170 + 18
Asche	2472 + 14	Galaxy	495 + 14.5
Asche	1026 - 9	Credit Fonder	1051 + 18
Copra Konserv	1280 - 15	Imal	632 + 18
Fosche	875 - 15	Seb SA	550 + 15
		TOKYO (Yen)	
Mines			
Gas Mines	500 + 14	Hirsch Com	1400 + 70
Gas Mines	624 + 14	Hirsch Tres	1170 + 65
Meyer	304 + 14	Kawasaki Chem	555 + 35
Molander Bo	1246 + 24	Plastic Ind	555 + 35
RB Am Margins	304 + 24	Stora	1200 + 15
Proc & Gamble	544 + 14	Stora Suga	1220 + 140
		Hytic	2010 + 110
New York prices at 12.30pm			
LONDON (Pence)		Scott, Pickard	58 + 5
Asche & Hatch	335 + 18	Smith (W.H.) A	494 + 15
Bit. Dresch	28 + 4	Wesley	137 + 17
Choper LL	334 + 16	Wessman	50 + 17
Densitop	295 + 15	Wist	
Dow Scientific	347 + 7	Ent. Always	417 + 12
Mobile & Lube	225 + 13	Cast	61 + 75
Outsourcing & Lube	416 + 21	Day Mall A	1003 + 20
Repros	54 + 7	IMD	57 + 11
Real Time Control	165 + 10	IMC	357 + 10
Shawson Corp.	125 + 11	Follow Oil	45 + 30
Smits & Smith	170 + 15	Un. Newspapers	505 + 24

Royal Oak lifts offer to C\$2.4bn in fight for Lac

By Bernard Simon in Toronto

Royal Oak Mines, the pugnacious Vancouver-based gold producer, yesterday lifted its takeover bid for Lac Minerals, the much larger Canadian mining group, by about 14 per cent to C\$2.4bn (US\$1.7bn).

The latest offer substantially raises the amount of cash available to Lac shareholders. Mrs Peggy Witte, Royal Oak's chief executive, said she was encouraged by the support her company had received since its first offer a month ago. Nevertheless, the chances of Royal Oak winning the battle for Lac remain slim.

Analysts predicted yesterday that American Barrick, which has submitted a rival C\$2.2bn bid, would sweeten its package, or that others would surface. Barrick shares, which comprise a sizeable part of its bid, are widely regarded as being of higher quality and more liquid than Royal Oak paper.

Royal Oak also has the disadvantage of drawing heavily on Lac's resources to finance the takeover. Lac had no immediate comment on the latest offer. The Toronto-based company has so far said that its favoured option is to retain its independence. It has responded to criticism of its management by replacing its

chief executive, unveiling US\$600m in new projects, and substantially raising estimates of reserves at its mines in Canada, the US and Chile.

Mr Rick Cohen, analyst at Goe-Schieldt in Vancouver, said that with a bidding war now in full swing, Lac was unlikely to survive in its present form. Its directors "have to recognise that the company is history", Mr Cohen said. "The best thing is to put it up for auction."

It is widely owned, with most of its shares held by North American institutional investors. Royal Oak's latest offer comprises C\$5 cash and two Royal Oak shares, with a total value of C\$15.50, for each Lac share. Alternatively, Lac shareholders can take 2.87 Royal Oak shares for each Lac share. The offer expires on August 19.

Royal Oak said that it plans a C\$125m equity issue to help finance its bid. A group of banks earlier agreed to provide a long-term credit facility of US\$700m. The new offer remains subject to the same conditions as the previous one, including the removal of Lac's poison pill, and a gold price of more than \$360 an ounce when the takeover is finalised. Lac shares were up 25 cents to C\$14.50 on the Toronto stock exchange early yesterday afternoon.

Wallenberg raises stake to 11% in SE-Banken

By Christopher Brown-Humes in Stockholm

Sweden's Wallenberg group has tightened its grip on Skandinaviska Enskilda Banken, the country's largest commercial bank, after buying nearly 20m A shares worth almost SKr1bn (\$129m) earlier this year.

The purchases, carried out by the Knut and Alice Wallenberg Foundation, have lifted Wallenberg ownership to more than 11 per cent from 8 per cent. This bolsters the influence of Sweden's leading industrial dynasty over what is already considered to be the "family" bank.

The foundation has overtaken the investment group Custos to become the largest single shareholder in SE-Banken. It holds 47.3m A shares and 1.36m C shares for a 9.2 per cent stake, according to statistics compiled by DN Agarereservice, a share monitoring service.

At the end of last year the foundation held 27.8m A shares and 1.22m C shares, equivalent to 5.5 per cent of the capital.

Other Wallenberg interests, including Investor, the key Wallenberg holding company, hold 2 per cent of the bank's shares.

SE-Banken's recent decision to scrap a rule preventing shareholders from voting for more than 2 per cent of its shares has

enhanced the Wallenberg influence. Today the group accounts for 11.4 per cent of the bank's votes, based on a system which accords each A share one vote and each C share one-tenth of a vote.

Mr Jan Nilsson, managing director of the foundation, said it had decided to increase its stake in the bank because it believed it would get a good return for its investment.

He also noted that the foundation had been fairly liquid since it sold its shareholding in Saab-Scania, the vehicle and aerospace group, to Investor in 1991.

Strong links have existed between SE-Banken and the Wallenbergs ever since the bank was formed from the merger of Stockholm's Enskilda Bank, with Skandinaviska Enskilda in 1972.

Mr Björn Svedberg, SE-Banken chief executive, is a central figure in the Wallenberg family empire and Mr Peter Wallenberg, dynasty patriarch, is first vice-chairman of the board.

SE-Banken has returned to the black this year after coming close to disaster in early 1993, when it was forced to seek government aid. It is now a year since the group was able to withdraw its request for state assistance, helped by a SKr5.3bn rights issue.

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Louise Kehoe and Alan Cane report on the personal communicators market

Consumers slow to put their hands in pockets

Despair began to set in when Apple Computer's much heralded "Newton", launched 12 months ago, failed to achieve its sales targets. Mr John Sculley, former Apple chairman, has been widely blamed for setting unrealistic expectations for the performance of what he called "personal digital assistants".

Although Apple has not released sales figures since last December, fewer than 100,000 Newtons have been sold, according to analysts' estimates - a far cry from the millions that Apple had hoped for.

Apple, however, is not alone in disappointing its customers and investors. Eo, a Silicon Valley venture that brought the first "personal communicator" to market last year, recently closed its doors after AT&T, its biggest investor, refused additional funding.

Last week Intel, the world's largest semiconductor company and the leading supplier of microprocessor chips for personal computers, ended a joint effort with VLSI Technology, another Silicon Valley semiconductor company, to develop chips for personal communicators.

The market for handheld devices has developed more slowly and with dramatically lower volumes than the industry originally anticipated.

Mr Donald Manis, VLSI vice-president and chairman of the UK company Psion which makes a pocket communicator, is angered that the relative failure of Newton reflects badly on other handheld gadget manufacturers. "The concept is

based handheld computer in early 1993. Amstrad's PDA500 has consistently outsold the more expensive Newton in the UK, although numbers for both are small. In December, sales of 1,800, against about 600 Newtons.

In May this year it sold about 400 PDA500s to a little over 200 Newtons according to Romtec, the marketing consultancy.

INTERNATIONAL COMPANIES AND FINANCE

Saatchi & Saatchi beats forecasts with 68% rise

By Diane Summers, Marketing Correspondent

Mr Maurice Saatchi declared the Saatchi & Saatchi advertising group a "100 per cent politically correct organisation" yesterday, as the group announced higher than expected interim pre-tax profits of \$15.3m (£23.71m), up 68 per cent on the previous year.

The status claimed by Mr Saatchi comes from the fact that the group now has no-one on a contract longer than three years. At the annual meeting in June, Mr Saatchi renounced his five-year rolling contract, worth £235,000 a year, and moved to a three-year fixed-term contract at a base salary of £200,000. Bonuses will be linked to revenue growth.

The semi-public row between Mr Saatchi, chairman, and Mr

Charlie Scott, chief executive, which erupted earlier this year over the management of the organisation, appears to have subsided, with Mr Saatchi yesterday describing relationships as "magnificent". Mr Scott agreed: "I have worse arguments with my wife than I do with Maurice, and I've only been married four weeks."

Mr Scott described the volume and quality of new business this year as the best since he joined the group at the beginning of 1990. The impact of the new accounts, which include the National Lottery, Compaq computers and Qantas, are not expected to feed through until 1995.

The share price leapt 15p to close at 175p.

Turnover slipped 6.1 per cent to £379.4m in the six months to June 30 from £404.1 last

time. The decline had been expected because of the loss of two important US accounts, Chrysler and Helene Curtis, together worth £16.3m in revenue. Other factors were the negative impact of exchange rate movements, and the fact that businesses were sold.

Operating profits from continuing operations were up 15 per cent to £11.7m from £18.9m, following an attack on costs. Operating margins increased to 3.7 per cent from 3.3 per cent and Mr Scott said his target remained 10 per cent by 1996.

Profit attributable to shareholders was up 91 per cent to £6.3m from £2.3m. Earnings per share rose 53 per cent to 2.9p from 1.9p. No dividend will be paid - Mr Saatchi and Mr

Scott said the position on dividends would be kept under review.

Charges depress Ciga group

By Andrew Hill in Milan

The hotels division of Ciga of Italy continued to improve its operating result in the first seven months of this year.

But the luxury hotels group, which is now in effect controlled by ITT Sheraton, the US conglomerate, will still be forced to announce a loss for the first half because of heavy financial charges.

Ciga yesterday published figures which show that occupancy rates at its 34 hotels increased by 9.2 percentage points in the first seven months of this year, to 58.4 per cent.

The hotels' turnover increased by 11.7 per cent to

£395m (\$187m), compared with £364m in the first equivalent period last year.

Under the control of Fimpal, the holding company of the Aga Khan, Ciga's debts and losses mounted, and earlier this year first Forte, the UK hotels group, and then ITT Sheraton launched bids for control.

ITT's initial strategy failed when a deliberately overpriced rights issue - supposed to deliver Ciga to the US group - was fully subscribed, raising more than £10m to help reduce the Italian company's borrowings.

But ITT has still managed to build a stake in Ciga of more than 20 per cent, and there

the seven-strong board are ITT appointees.

Italy's stock market watchdog decided at the end of last month that ITT should mount a formal bid for further Ciga shares as it had gained control of the company, but the authority has yet to specify the terms or scope of such an offer.

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The new shares will be priced at £3.00 and offered on the basis of one new share for every two held, the bank said.

Chilean sale puts Millicom in black

By Andrew Adonis in London

Millicom International Cellular, the Luxembourg-based international cellular communications company listed on Nasdaq, reported pre-tax profit of \$2.2m for the six months to June 30.

The profit was due to the sale of the company's Chilean cellular operation for \$37m.

Excluding extraordinary gains, the company recorded a net loss of \$5.7m, a 70 per cent reduction on a net loss before extraordinary gains of \$19.3m for the same period in 1993.

Revenue was \$34.3m, 56 per cent up on the \$22m in the same period in 1993.

Most of the company's 22 operations, in 16 countries, are

recent start-ups, and it is expecting to bid for new cellular licences in emerging market countries, particularly in Latin America and the Asia-Pacific region.

The number of subscribers rose by 40 per cent in the six months to 85,214. The company's most profitable operations were in Moscow, Sri Lanka, the Philippines and Guatemala.

As a £141m goodwill write-off was made against reserves at the time of

the annual general meeting of shareholders on August 18, 1993, the owners of the shares present at the meeting will be entitled to receive a pro rata share of the £141m.

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Strategy

Says Judy Dempsey

By Nikk Tait

Biomaterial, a bio-technology company based in western Japan, plans to list on Nasdaq, the US over-the-counter stock market.

It will be the first Japanese company to bypass the domestic stock market for a listing on an overseas stock exchange. The move will increase anxiety among Japanese financial authorities over the "hollowing out" of the country's capital markets.

The company, backed by the government's venture capital programme, maintained that Japan's listing requirements

were too stringent for start-up companies and it was seeking a wider investor base in the US.

Biomaterial, which develops and produces stabiliser equipment for anti-pollution bacteria, said listing on the domestic over-the-counter exchange was impossible for high-growth companies, since corporations are required to post Y10 or more in earnings per share and to have net assets of Y200m or more.

The company, which was established in 1992 and expects pre-tax losses of Y220m (\$1.99m) this business year, plans to start providing infor-

INTERNATIONAL COMPANIES AND FINANCE

Japanese bio-tech group to list in US

By Emiko Terazono in Tokyo

Biomaterial, a bio-technology company based in western Japan, plans to list on Nasdaq, the US over-the-counter stock market.

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The move comes as criticism of Japan's over-regulated financial markets is heightening.

Due to high capital gains tax, domestic investors are trading Japanese stocks on overseas stock exchanges.

The rise in demand for Japa-

nese stocks among leading US, European and Asian investors has provided further incentive for Japanese companies to seek funds abroad.

Government officials are also concerned at the possible deterioration of Japan's status as a medical centre.

The Tokyo stock exchange, which has been facing a sharp decline in listings of overseas companies, is looking at ways to stop the outflow and increase new company listings, while Japan's Ministry of Finance said it was about to launch a study of the outflow of activity from the Tokyo market.

Australia Air loses fight for China route rights

By Nikk Tait

Rights to fly between Australia and China were finally lost yesterday by Australia Air, the would-be international airline, when Australia's International Air Services Commission revoked last year's route authority decision.

The move follows a year-long struggle by Australia Air to find the necessary financial backing which would allow it to take to the skies.

Although yesterday's decision did not come as a surprise, it is a blow for the Australian government's efforts to deregulate the international aviation scene and do away with Qantas' long-standing monopoly in this area. Australia Air was the only potential new carrier to emerge as a result of the new liberalised policy.

The only other beneficiary has been Ansett, which shares the national market with Qantas and which has been awarded some international authorities. Ansett, however, has been extremely cautious about using these.

The IASC said it was "in the public interest" to revoke the decision to give the China rights to Australia Air. Other airlines will now be able to apply for the route authority in due course.

Australia Air won the rights in March 1993, and initially hoped to get a weekly service linking Beijing and Sydney up and running by late-1993. Superficially, this looked a feasible scheme, since only one rival carrier - Air China - flew directly between the two countries and business/tourism links are growing.

However, Australia Air ran into a lengthy spat with Qantas - which had flown the route in the 1980s - over which was the "designated" carrier under the Sino-Australian air services agreement.

Australia Air's efforts to raise the A\$55m (US\$40.4m) demanded by the IASC before it could start operating also proved unsuccessful. It asked for a number of extensions from the IASC, which were granted, but yesterday the authorities finally called a halt.

WMC forecasts A\$125m profit

By Nikk Tait in Sydney

Western Mining Corporation, the Australian mining group, yesterday forecast that its after-tax profit on an equity basis and after abnormal items would be about A\$125m (US\$82.7m) for the year to the end of June. On a consolidated basis, the figure would be A\$132m.

In 1993-94, WMC - one of the country's largest mining companies - saw group equity profit before abnormal items reach A\$165.9m.

However, it incurred a A\$11.3m abnormal charge, reflecting a mixture of additional amortisation for assets, a write-down in the value of

WMC then proposes to pay an additional cash sum to pay

some assets and some heavy legal costs.

WMC made the forecast in a prospectus, lodged with the Australian Securities Commission yesterday, for its A\$720m rights issue. The company announced the cash-call last month in the context of a plan to buy into the international bauxite and alumina-related interests of Alcoa, the US group. The deal is complex, but essentially WMC would reduce its stake in Alcoa of Australia to 39.25 per cent from 48.25 per cent, by passing a 9 per cent interest to Alcoa of the US. (Alcoa, the US parent, currently owns 51 per cent.)

Alcoa of the US, for a similar 40 per cent in the remaining assets (with the US company holding the remaining 60 per cent). Originally, the cash amount was put at US\$360m; yesterday, WMC said that it was more likely to be as low as US\$325m, depending upon which - if any - of Alcoa's Brazilian assets were included in the package.

WMC added that the Alcoa deal should have "minimal impact on WMC's equity profit after tax in 1994-5", although it reconfirmed that earnings per share for that year would be diluted. In years ahead, the transaction should "enhance growth prospects".

Annual sales rise by 5% at Coles Myer

By Nikk Tait

Coles Myer, the large Australian retailer which is currently trying to arrange the buy-back of a 21.45 per cent stake in itself from Kmart of the US, saw annual sales rise by 5 cent last year, to

A\$11.92m (US\$11.7m).

The unexciting overall

result, however, contained a 10.4 per cent gain in the final quarter - although this figure partly reflected the benefit of an extra trading week (14 weeks in 1994 compared with 13 in the previous year).

The group result was also held back by flat sales at the Myer Grace Brothers department store division.

Income on fees and commis-

sions jumped 36 per cent to A\$13.8m.

In the six-month period, pre-tax profits at Overseas Chinese Banking Corp (OCBC) rose 28 per cent to A\$33m, while net profit increased by 28 per cent to A\$23m.

Net interest income grew 24 per cent to A\$622m over the six month period while fees and commissions income rose 42 per cent to A\$109m.

Earnings per share increased by 43 per cent to 30 Singapore cents from 21 cents in the previous equivalent period.

OCBC said it had made an extraordinary profit from the sale of a portion of its shares in Singapore Press Holdings, the island republic's biggest publisher.

The first of a series it would help develop in China.

Projects that Sembawang is currently involved in include a A\$350m contract for an offshore drilling and production facility in Indonesia and a A\$200m contract to convert a Netherlands-owned bulk carrier into the world's largest pipe-laying vessel.

Sembawang said that its latest results included a A\$23.3m gain from the disposal of some long-term investments. It said the group expected to maintain its present performance in the second half of the year.

Late last year a unit of the group signed a joint venture contract with the authorities in Zhejiang province in China to develop a A\$1.9bn power plant. Sembawang said the plant would be

up by 42 per cent to

S\$502m from S\$359m previously. Earnings per share declined 9 per cent to 18.9 Singapore cents.

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COMPANY NEWS: UK

Raised offer wins approval but depends on Takeover Panel decision

Great Southern falls to SCI

By Simon Davies

Service Corporation International yesterday won its hostile bid for Great Southern Group, the UK funeral company, after gaining the approval of the previously antagonistic Field family with its third cash offer for the company.

Last Tuesday's offer of 880p a share was raised to 775p after Great Southern entered negotiations with Loewen Group, SCI's main US competitor. However, Loewen was only prepared to make a 690p cash offer.

SCI's latest offer depends on the failure of an appeal by Vancouver-based Loewen, which has objected to the fact that SCI's previous final offer listed no conditions under which its bid could be raised.

The bid from SCI demon-

strates its determination to break into the fragmented UK funeral market. It plans a rapid expansion, spearheaded by Great Southern.

The 775p offer values the company at £112.5m, and represents a 63 per cent premium over the 475p share price before SCI made its first offer.

It is offering 300p per convertible share.

The Field family, which has a three-hundred-year history in the funeral business, will raise £5m from the sale of its interests in Great Southern. Mr Barry Field, MP for the Isle of Wight, will get close to £2m for his personal shareholding in JD Field, the private company which owns a 56 per cent stake in Great Southern.

The offer still depends on Wednesday's decision from the Takeover Panel on whether

SCI can increase last Tuesday's final offer.

It is a suitably controversial ending to what has been an extraordinary takeover battle. Hostile bids have been virtually unheard of in the funeral business, and the Field family were clearly shocked by the arrival of Mr Bill Heiligbrodt, SCI's larger-than-life president.

Mr Heiligbrodt made every effort to force a dialogue with the Field family, but the clash of styles made this difficult. At one stage, Great Southern refused to discuss the offer unless the price did not begin with a 6, while their offer document was described by Mr Heiligbrodt as "garbage".

There were numerous ironies. SCI had been invited to look at Great Southern by people closely connected with the Field family and the company, even though the company

claimed a united front against the US aggressor.

But as the prices rose, the Field family decided they would sell out; it was just a question of price.

SCI always said it would pay a significant premium for a recommended offer, and Mr Heiligbrodt said yesterday that he was delighted that the Field family had backed his third cash price.

By contrast, the Field family's original negotiating position had been an 800p offer, and the final bid is closer than ever seemed likely.

The only distressed party appears to be Loewen Group. But even assuming its appeal is unsuccessful, it will have the comfort that its main rival in the increasingly competitive market for US funeral acquisitions will be 153.5m the poorer for Loewen's involvement.

Preference dividends have not been paid since early 1992, and arrears in the year to January 29 stood at £58m (£30.3m).

Mr David Gele, president, said the US investors holding variable term preference shares worth about £29m (£15m) were disappointed by a letter from Signet which rejected their claim. "We haven't been paid dividends for two and a half years, and I'm not sure the company has the means to compensate us," he said.

The US group had urged the company to re-list the preference shares on Nasdaq; appoint a majority of non-executive directors; cap discretionary bonuses and restructure the capital.

Delta, which claims to have

backing from UK-based preference holders, said it would decide shortly on a set of resolutions.

Signet criticised by US holders

By Tim Burt

Signet, the jewellery group formerly known as Ratners, was yesterday criticised by disgruntled shareholders for failing to address their demands for a capital reconstruction.

The San Francisco-based Delta Dividend Group said it would press ahead with plans to requisition an extraordinary meeting after receiving an "inadequate response" to proposals for a restructuring and repayment of dividend arrears.

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Acatos shares jump 19p on link-up with supplier

By Andrew Bolger

Analysts said one possible candidate was Archer Daniels Midland, the US agribusiness group which supplies Acatos's biggest refinery in London's Docklands and which likes to take stakes in trading partners.

The edible oils market is dominated by international, privately-owned companies such as Cargill of the US and Bunge & Born of Argentina. Other players include Unilever, the Anglo-Dutch group that dominates the UK branded edible oils market, and Aarhus of Denmark.

Analysts said Acatos - which is the biggest supplier of own-label food oils and margarine in the UK, with about a 30 per cent market share - has long sought to move beyond the UK.

In 1990 it pulled out of an unsuccessful joint venture in Spain, writing off £8.9m.

In the same year, Mr Ian Hutchesson, chairman, abandoned an attempt to take the group private after he could not reach agreement with potential institutional investors.

The group's weekend statement also said it was proceeding with a planned reconstruction of the 37.1 per cent shareholding currently controlled by Acatos Limited, a private company which owns the shares previously owned by Mr Hutchesson, his family and other parties.

Advisers are working on a scheme to improve the shares' liquidity by making it easier for stakeholders in the private company to sell their shares.

The group said it hoped agreement on this would be reached before its year-end on September 30.

Sales expansion and cost control behind Inspec rise

By Tim Burt

Inspec Group, the speciality chemicals company which came to the market earlier this year, yesterday announced a sharp increase in first-half profits following strong volume growth and tight cost controls.

Pre-tax profits more than doubled from £2.8m to £6.9m in the six months to June 30, on sales up 46 per cent at £35m (£23.9m).

Mr John Hollowood, chairman, said the outcome demonstrated the group's progress since its March flotation, which raised £26.5m.

The figures were flattered, however, by £1.05m of exceptional gains following early repayment of a vendor loan to BP Chemicals - the group's former owners - and by first-time contributions from Alco, the US speciality acids business acquired last December.

Although the group declined to reveal the exact size of Al-

co's profits, analysts estimated it contributed about £500,000 to increased operating profits of £6.4m (£2.5m).

On a pro forma basis - assuming Alco had been acquired at the beginning of 1993 - operating profits rose 30 per cent from £4.92m.

Mr Hollowood said the improvement had been underpinned by increased demand in its three core areas: coating intermediaries, synthetic lubricants, and Alco's speciality acids.

"Alco has turned out to be a real gem," he added. "But there's been strong organic growth; we've increased capacity and kept a tight control on fixed costs."

The group also plans to exploit sustained growth in Britain and the US by investing £5m on new facilities at its Hyde plant near Southampton and £6m on increased capacity at Alco in Kansas.

Earnings per share came out at 6.9p - 5.5p excluding except-

ional items - and an interim dividend of 1.33p is declared. The shares, floated at 160p, closed up 3p at 211p.

John Hollowood: plans investment in UK and US

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The shares, floated at 160p, closed up 3p at 211p.

NEWS DIGEST

Waterhouse boardroom shuffle

Shares of Waterhouse Group, the USM-traded office fittings company, yesterday jumped 17p to 88p after Quest Gold, a Hong Kong registered company, acquired a 29.9 per cent stake at £5.85p per share.

The seller was Landworth Investments, a company associated with Mr Robert Ackland, Waterhouse chairman, and Mr Andrew Wadsworth and Mr Denis Ryan, both directors. All three have resigned from the board.

Mr D Ip has taken over as chairman and his associates, Mr D Sparrow, Mr P Emerson and Mr K Chan have been appointed directors.

Save & Prosper net asset value up 2%

Save & Prosper Linked Investment Trust had a net asset value per capital share of £12.3p on June 30, a 2 per cent rise on the comparable figure of £12.0p at end-June 1993. Net asset value per income share was unchanged at 100p.

The total distribution for the year is 33.5p (44.1p) per income share, comprising a first interim of 19.6p and a second of 13.9p. Earnings per income share were 32.91p (44.58p).

Bowthorpe expands with £4.4m buy

Bowthorpe, the electrical and electronic components group, has purchased the business and certain net assets of Boblin Instruments from Metric (Netherlands) for £4.4m cash.

Boblin's products are used to measure flow and deformation of materials such as paint and plastic.

Johnson Fry Second Utilities Trust

Johnson Fry Second Utilities Trust had a net asset value of 75.7p per ordinary income share at June 30.

Total shareholder's funds at that date amounted to £36.3m.

down 11.28 per cent on the £40.9m at the trust's inception in November; The FT-SE-A Utilities Index fell by 11.55 per cent during the same period.

Revenue after tax for the period amounted to £1.22m for earnings of 4.22p per share. A second interim dividend of 1.5p brings the total to date to 5.00p.

Fidelity Japanese Values improves

Fidelity Japanese Values, a new investment trust specialising in smaller Japanese companies, reported a net asset value per share of 103.32p at June 30, against 86p when it was launched on March 15 - a 7.6 per cent advance.

That compared with an increase of 5.6 per cent in the FT-A Japan Index.

Net revenue for the period amounted to £328,000, and earnings per share emerged at 0.26p.

At the end of June the company had some 80 per cent of its funds invested.

Partco pays £2.4m for distributor

Partco Group, the distributor of parts for cars and light commercial vehicles which came to the market in March, is acquiring Woodhead ESR from Carcio Engineering for about £2.4m in cash on completion.

Woodhead distributes replacement components for heavy commercial vehicles and public service vehicles from 32 branches in the UK and the Irish Republic. In the year to March 31 it made pre-tax profits of £17.3m on turnover of about £19.5m. Net assets being acquired have a book value of about £2.3m.

Cray Electronics wins cable business

Cray Electronics announced that its specialist computer software division had won orders totalling more than £5m from a number of the leading cable franchise operators in the UK, giving it a 40 per cent share of the UK cable TV market.

DIVIDENDS ANNOUNCED

	Current payment	Date of payment	Dividends - pending	Total for year	Total last year
Gartmore Amer	Int 1.19	Oct 3	1	-	4
Inspec	Int 1.33	Nov 10	-	-	-
Mid Wynd Int'l	Int 3.7	Oct 21	3.6	6	-
Trade indemnity	Int 0.4	Nov 28	-	0.5	-
Trans World S	Int nil	-	0.3	-	1.3

Dividends shown pence per share net except where otherwise stated. SUSD stock. *First interim.

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FINANCIAL TIMES
BUSINESS FOR SALE

COMPANY NEWS: UK

Trade Indemnity sees business failures fall

By Simon Davies

Trade Indemnity, the trade credit insurance company, yesterday demonstrated the impact of an improving economy, as gross claims against policies from its continuing operations fell by 43 per cent in the first half of 1994.

The group does not disclose interim profits, but it emphasised its confidence in the latest recovery by declaring an interim dividend of 0.4p, the first interim payment since 1990.

Trade Indemnity has mirrored the strength of the UK economy, because of its broad exposure to business failures.

The company said that business failures had dropped by 43 per cent in the first half of this year, and gross claims paid from continuing operations fell by a similar proportion from £21.4m to £23.5m.

In addition, Trade Indemnity achieved an increase in gross premium income to £74.4m (£71.3m), up 43 per cent from 1993.

Mr Victor Jacob, managing

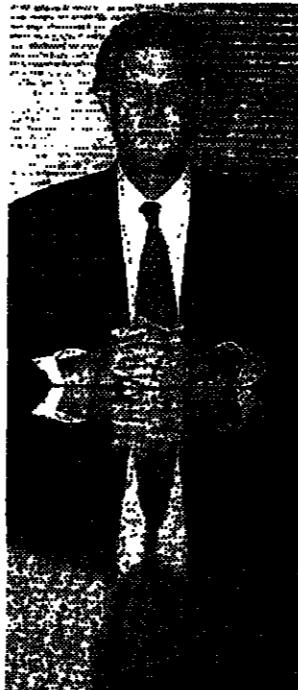
director, said that failures and claims were falling, and while demand for the company's products might be expected to be muted following a recession, it was, in fact, increasing.

However, the recent Court of Appeal decision on the Investors' Compensation Scheme, which was underwritten by Trade Indemnity, has resulted in an additional £7.5m provision against further claims.

The Court decision could result in additional claims resulting from bad pensions advice given by failed independent advisers covered by the ICS. The company is planning to appeal.

Further negative news came from the company's investment portfolio, which experienced a £10.6m decline in value during the first half of the year, reflecting the weakness in bond and equity markets.

Investment income on its £100m portfolio fell from £2.21m to £1.99m, but as a long-term investor, Trade Indemnity will not be required to make provisions against the portfolio at the year end.



Victor Jacob: demand for company's products increasing

Pillar public offer 5 times subscribed

The public offer of shares in Pillar Property Investments was subscribed five times, Barclays de Zoete Wedd said yesterday.

A placing of 60m shares at 150p apiece to institutional and other shareholders, valuing the group at about £170m, was announced last month: 15m shares were subject to clawback under the terms of the public offer. In the event, applications were received for 74.9m shares and allocations have been scaled down.

Investors applying for between 200 and 400 shares will receive 200 shares; between 600 and 1,000, 300 shares; for 1,500, 375 shares; between 2,000 and 15,000, 20 per cent; between 20,000 and 30,000, 17.5 per cent and for more than 30,000, 15 per cent.

Deals will commence on August 15.

See Lex

Woolwich edges ahead in competitive market

By John Gapper, Banking Editor

The competitive pressures in the UK mortgage market were yesterday illustrated when Woolwich, the third largest UK building society, reported a 1.5 per cent improvement in first half operating profits from £16m to £16.5m.

Pre-tax profits rose to £183m (£87.9m) as provisions for bad and doubtful debts fell to £29.9m (£72.7m). The society's general reserve rose to £1.35bn (£1.16bn), and gross capital rose to £1.71bn (£1.46bn).

Net interest income rose only slightly to £249m (£241m) while income from other sources rose to £79.5m (£75.3m). Operating profits were reduced by a rise in administrative expenses to £16.5m (£15.6m).

Mr Donald Kirkham, the society's chief executive, said it had built on the good results of last year "notwithstanding difficult market conditions". He said that the mortgage market had been characterised by "intense competition".

Mr Kirkham said the trading outlook was good, with a steady recovery in the housing market. He predicted that house prices would rise by 3 per cent during the year, while housing transactions would grow by some 6 to 7 per cent.

The society's total mortgage lending dropped to £1.35bn (£1.6bn), and net retail receipts fell to just £22m (£38m). The society said that both mortgage and savings markets had been "far more price-competitive than expected".

The gross ratio of capital to assets grew by 0.4 percentage points to 7.4 per cent, while the solvency ratio of capital to risk-weighted assets rose to 13.1 per cent (12.7 per cent).

Trans World yesterday warned shareholders that they may be left with a limited market for their shares if they did not accept Emap's final offer of 181p per share.

Directors reiterated, however, that in their view, the offer "represents an inadequate premium for control" and failed to show a "full reflection of improving performance and prospects".

To illustrate the latter point, Trans World's results for the six months to June 30 were also released yesterday, showing pre-tax profits of £1.29m, against £254,000 last time.

Turnover jumped 30 per cent to £7.43m (£5.71m), including a near-50 per cent leap in national airline advertising sales. Earnings per share improved from 0.5p to 2.3p but "in view of the offer" the interim dividend is omitted (0.3p).

Emap shares rose 7p to 430p; Trans World's dipped 1p to 179p.

Trans World accepts Emap offer

By Graham Deller

Trans World Communications, the Preston-based local radio group, yesterday advised shareholders to accept the £71m bid from Emap, the media concern.

Directors, who had led a fierce battle to maintain USM-quoted Trans World's independence, grudgingly admitted defeat in the wake of the High Court ruling last week that the decision by the Radio Authority, the industry regulator, to sanction the deal should be upheld.

The ruling, which could spark a widespread rationalisation of the commercial radio industry, appeared to expose a loophole in the 1990 Broadcasting Act.

By acquiring Trans World, Emap will hoist its radio licenses from three to eight — more than present regulations permit. It plans to set up a joint venture with Schroders, its merchant bankers, to allow two of the licences to be "warehoused".

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Weir's selective strategy pays off

As Britain's engineering companies emerge from recession, the short-term domestic outlook looks reasonably bright. But for many, prospects for sustained long-term growth lie beyond the mature markets of the UK, continental Europe and North America. Returns will be higher in the fast-growing developing and industrialising economies of Asia — China, the Asian "tigers" and countries still only on the edge of the commercial map such as Vietnam and Burma. In the first of a summer series,

Andrew Baxter looks at how UK engineering companies are gearing up for this growth and talks to some of their top executives working in the region.

"We made a decision early on to do the hard things," he says. "We are very selective in what we bid for and will not be all things to all men; there are some areas where we can't compete."

Rather than try and sell what Mr Malley calls "bread-and-butter stuff", Weir is going for the high-technology markets, where the products are not made in Asia.

Mr Malley, who has been based in Asia for 11 years, says he is "still amazed at the ignorance of people" trying to exploit opportunities in the region.

There are huge differences between countries and within countries. With China, for example, you have to look at every province differently. But some companies don't focus on an initial target — they just spill around Asia without identifying opportunities."

The selective strategy is already paying dividends for Weir. A strong export performance in the Pacific Rim was one of the bright spots for the group last year, when pre-tax profits slipped from £29.2m to £27.5m overall; Weir Pumps won orders for pumps and related equipment from power stations at Zoujian in China, Budget Budge in Calcutta, and the Uchim nuclear power plants in South Korea.

This year there have been further contracts worth at least £10m from the power generation industry in the region for Hopkinson's, Weir Pumps and recently-acquired Darcham Engineering, which is supplying insulation systems to a Hong Kong power station. Weir says India and east Asia should continue to offer the most promising long-term opportunities in the power market because of the shortage of generating capacity and the rapid growth in economies.

Outside power, Weir's biggest coup this year was

Gerry Malley: after 11 years' experience, he can see some of the mistakes being made by UK companies looking for business

through Strachan & Henshaw, which won a £5m contract in China to supply two rail car dumper systems for the Qinhuangdao coal export terminal.

Weir is well used to competition, and Mr Malley says it is giving a good account of itself in Asia even if margins are hard-pressed.

"European competitors tend

to be patchy, as we all are here," he says. "The US are strong in Taiwan and the Philippines but are not making an impact relative to their size, and the Japanese are being strangled by the yen. We've seen a lot less of them in the region over the last four to five years."

There is room for Weir to expand, he says. The Asia/Pacific region, excluding India, accounted for 15 per cent of Weir's sales last year, and Mr Malley sees no reason why it should not be 25 per cent in three to five years.

To achieve this, a number of changes have been made. Mr Malley, formerly with Weir Pumps, has been given group responsibility for the region stretching from Sri Lanka to New Zealand. He hopes to use Weir Pumps' experience to help other parts of the group generate more sales, but without reducing their independence. Weir Pumps comprise 70 per cent of sales in the region, but a better balance between pumps and other products is achievable, he says.

Mr Malley's role should also help the group win more contracts "packages" involving more than one business — for example, pumps and valves.

Allied to this is a stronger presence on the ground. The valves business will soon have its own local sales manager based, like Mr Malley, in Hong Kong and focusing on China and Korea. Strachan & Henshaw appointed its own sales manager in May, also based in Hong Kong. A Singapore office was reopened last year after a gap of a decade. The regional base will remain in Hong Kong, but Mr Malley says he is "looking back" at the opportunities in south-east Asia. "People like to have you on the doorstep," he says.

Weir is bidding to supply pumps, valves and bulk-handling equipment for the planned Tuas power station in Singapore, and Mr Malley sees further opportunities in the water and sewage sector as the island state upgrades its housing.

Indonesia represents a very large market opportunity, he says, and he remains hopeful about Malaysia — although supplying equipment for any public power station contracts will have to wait for the end of the Malaysian trade ban.

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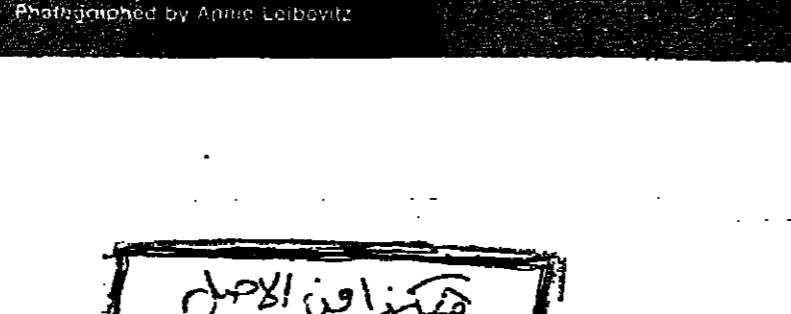
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Photographed by Annie Leibovitz

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Export ban illegal even if not applied



A clause prohibiting exports by its very nature restricted competition even if it was not actually implemented by the parties, the Court of First Instance held recently. The Court also found fines could be imposed on undertakings even if they were not aware they had infringed EC competition provisions. Finally, it was held that, when imposing such a fine, the Commission should only consider the turnover derived from products to which the infringement related, as opposed to undertakings' total turnover.

These findings were made in two cases before the Court relating to a distribution agreement between Parker Pen Ltd and Herlitz AG of Germany. Herlitz had refused to supply a Dutch company with Parker products because of a distribution agreement clause banning exports outside Germany. The Dutch company complained to the Commission, resulting in the imposition of fines on both Parker and Herlitz. Both challenged the Commission decision before the Court.

Herlitz argued it was not dealing with Parker products on a wholesale basis but only sought to complete its own range of products of office equipment which it merely delivered to its own retail shops. Hence Herlitz never intended actually to trade in Parker products, which is why it had neither the interest nor the intention of preventing parallel imports by relying on the export ban clause. The sole purpose of this clause was to enable Herlitz politely to refuse unwelcome demands. Also, the ban had no practical effect as Herlitz's products suited only German-speakers.

The CFI held an export ban by its nature, restricted competition. The mere existence of such a clause could create a "visual and psychological" effect sufficient to make it unlawful, even if it had not been implemented. On the facts, however, the Court found Herlitz had invoked the clause to refuse to supply the Dutch complainant. Finally, the CFI concluded that, for an infringement of EC competition law to be intentional, so allowing the Commission to fine the undertaking, the

undertaking did not have to be aware of an actual infringement of EC competition provisions. It was sufficient that the object of the offending conduct was to restrict competition.

In its own appeal, Parker argued further grounds: first, the export ban did not appreciably affect trade between member states; second, the Commission had no interest in proceeding against Parker because the former had declined, in the absence of any public interest, to pursue a related complaint by the Dutch complainant; third, the Commission had not fined other companies accused of similar practices and, by fining Parker, the Commission had infringed the principle of equal treatment; and fourth, the fine was disproportionate.

The Court held on the first point that it was necessary to look at the position and importance of the parties in the relevant market. If sales of at least one of the parties constituted a not inconsiderable proportion of the relevant market, EC competition rules should apply.

The CFI concluded from the files that the respective position of the parties on the market was, in principle, capable of affecting intra-Community trade.

On the second point, the Court held the Commission had correctly used its discretion and not erred in law. On the third point, the Court reiterated European Court case law, which held an undertaking, having breached EC competition law, could not escape without penalty by arguing another trader had not been fined for similar conduct. On the final point, the Court held an appropriate fine could not be fixed by a simple calculation on total turnover, as had been done by the Commission in the present case.

Rather, the Commission should only have considered the turnover of the goods to which the infringement related. Since Parker's turnover in those products accounted for only a relatively low proportion of this total turnover, the fine was disproportionate and so had to be reduced.

Cases T-65/92 and T-77/92: *Herlitz AG v Commission; Parker Pen Ltd v Commission CFI ICH July 14 1994*

BRICK COURT CHAMBERS,
BRUSSELS

In the world of US corporate governance, outside directors appear to be taking control of large public companies away from the erstwhile imperial chief executive officer. Two of the more striking examples are General Motors and IBM. There appear to be several reasons for this change.

First, courts are becoming much tougher on company directors. Good examples are the Delaware Supreme Court opinions in *Cede & Co v Technicolor Inc*, *Paramount Communications Inc v QVC Networks Inc*, and *Kahn v Lynch Communication Systems Inc*. In each case, the defendants were board members of a company which had agreed to an acquisition by a favoured buyer. The Delaware Supreme Court had some fairly hard words for directors whose decisions are not entirely independent. Opinions of this kind spur directors to assert their independence from the chief executive officer, and from a controlling shareholder, when there is one.

Pressure on boards from institutional investors is also an important factor. Courts and institutional shareholders have also been highly influenced by the commentary of academic lawyers, economists and a better informed financial press on the role directors should play in corporate governance.

On many corporate governance reforms, the US appears to be ahead of the European Union. Compensation and audit committees consisting of outside directors are the rule in public companies. Nominating (or corporate governance) committees of outside directors, which control the selection of directors, are becoming widespread.

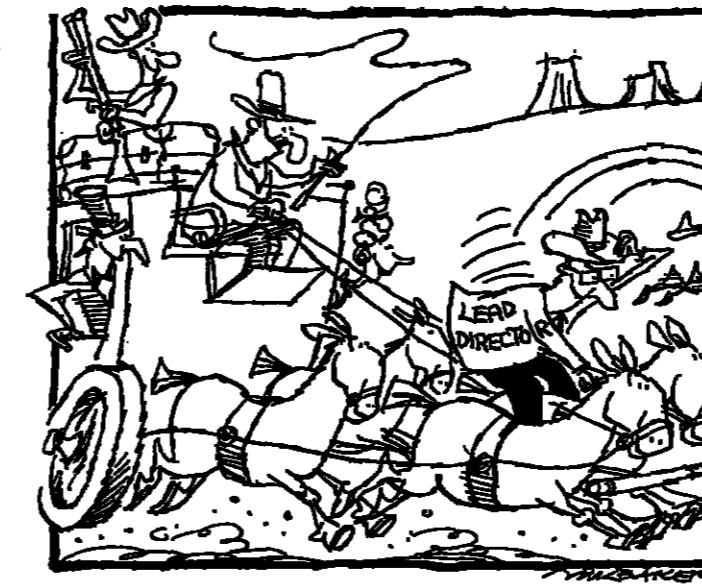
On the other hand, in the US, the positions of CEO and chairman of the board are usually still combined. However, the idea of a lead director, around whom the outside directors can mobilise when the CEO is also chairman of the board, is catching on. For example, although at present GM has an outside chairman of the board, the concept of a lead director is the second item on its new, widely publicised board guidelines on significant corporate governance issues.

It remains unclear what effect these changes have had on corporate performance. Unfriendly takeovers, the primary testing ground for corporate governance, in the 1980s have declined, primarily for economic reasons.

However, it is possible that one reason for the decline could be improved corporate governance, as directors reorganise companies before an overt takeover threat. But since many of these reorganisations have come late in the day, after the companies have suffered a great deal of damage, it is hard to view them as clear evidence of the new effectiveness of outside directors.

Role of the outsider

Leo Herzel reviews changes in US corporate governance and case law



Bad laws

The US legal system remains a big problem. For a long time, it has been suffocating under an accumulation of bad laws, and this state of affairs is becoming worse.

It is relatively easy to pass a new law in the US, but almost impossible to eliminate an existing bad one. Bad laws of any importance quickly develop a devoted following of powerful pressure groups who benefit greatly from them. The general public usually is relatively indifferent, not organised and ineffective. This is a crucial problem, since a large proportion of laws in any society inevitably turns out to be bad.

Courts provide some help in limiting the damage from bad laws, but not enough. One aggravating factor in the US is the constitutional right to trial by jury, combined with the reluctance of courts to dismiss legally weak cases at an early stage, before a jury trial. The result is that defendants must often settle for large sums or face the risk of even larger damages in a jury trial, possibly trebled under some statutes or with punitive damages added.

An extreme example of such a dangerous statute, where the courts have not helped as much as they should, is RICO, the federal anti-fraud law, the case may be

damaged racketeering law. Congress has not eliminated or modified RICO, because it is a favourite of plaintiffs' lawyers, who are a powerful political pressure group.

However, in *Reeves v Ernst & Young*, the US Supreme Court took an important but cautious step to rein in this absurd statute. The court held that Ernst & Young did not conduct or participate in the management of an auditing client through a pattern of racketeering activity when it reported a key asset of the client at a highly inflated value. However, the court is probably barred by its own precedents from what might to an outsider appear an obvious commonsense idea, that auditors are not racketeers.

But in *Central Bank of Denver v First Interstate Bank of Denver*, the US Supreme Court was a little more daring. Overturning many years of lower court precedent, the court held there is no aiding and abetting liability under section 10(b) and rule 10b-5 of the Securities Exchange Act of 1934, on the ground that the language of the statute does not cover giving aid to a person who commits a fraudulent act. Since section 10(b) and rule 10b-5 are the heart of federal securities anti-fraud law, the case may be

helpful to accountants, lawyers and other service organisations such as banks and investment banks, who are the natural targets of aiding and abetting allegations in litigation.

And in *Honda Motor Co v Oberge*, the US Supreme Court released a favourable signal on punitive damages. The court held unconstitutional, as a deprivation of the federal constitutional right to procedural due process, an unusual Oregon constitutional provision, which prohibits judicial review of a jury's award of punitive damages unless the reviewing court can affirmatively say there is no evidence to support the award.

Although, because of the unusual nature of the Oregon constitutional provision, the Supreme Court's decision is narrow, some of the language in the court's opinion offers encouraging signs that the court may be getting ready to cope with some of the many problems of jury awards of punitive damages.

Contingent fees

Contingent fee litigation continues to be an important and deeply embedded element of the US legal system.

In the ordinary small litigation of individuals, the contingent fee system appears to work reasonably well. But in shareholder class actions, for example, lawyers usually have only the real economic interest on the plaintiffs' side. In fact, lawyers usually own 100 per cent of these cases since shareholders' interests in the claims are generally dispersed and small.

Lawyers in the US have some intimidating governmental powers. The most important of these powers is an almost unlimited right to discover facts, including the interrogation of witnesses at depositions. In theory, courts regulate and control these powers but, in fact, they do very little. Thus, a combination of right to trial by jury, lawyers' governmental powers, the intense self-interest of plaintiffs' lawyers in the outcome of high stake litigation and the possibility of treble or punitive damages has created a potent anti-social mixture.

Lawyers themselves are now becoming victims of the system. They are defendants in contingent fee litigation almost as often as accountants. But the plaintiffs' lawyers who are beneficiaries of the system are a much more focused and better organised group than the victims. There is therefore little sign of change.

* 634 A.2d 345 (1993). * 637 A.2d 34 (1993). * 638 A.2d 1110 (1994). * 113 S.Ct. 1163 (1993). * 114 S.Ct. 1439 (1994). * 62 U.S.L.W. 4627 (Jan 24 1994).

The author is a partner of Mayer, Brown and Platt in Chicago

LEGAL BRIEFS



Shake-up for UK underwriters after Lords ruling

UK insurance law permitting underwriters to reject claims because of misrepresentation or non-disclosure has been substantially altered following a House of Lords judgment.

In *Pine Top v Pan Atlantic*, the Lords upheld the right of reinsurers to refuse claims made in *Pine Top* because of Pan Atlantic's claim history prior to then. However, the Lords ruled that insured parties can defeat underwriters' right to refuse claims on the grounds of non-disclosure or misrepresentation if that had the underwriter known the full facts at the time, they would still have taken on the business on the same terms.

The ruling will have serious consequences for underwriters, say insurance lawyers. Mr Robert Viney of Davies Arnold Cooper, a London law firm, said underwriters may have to testify as to what induced them to write a particular risk and be cross-examined about their underwriting practices.

Insured parties are also likely to make sweeping requests for disclosure of underwriting files in an attempt to prove their cases, he said.

Lawyers' boss

Geirh Linup, partner and head of the European Union competition and commercial group at Manchester-based commercial law firm Addleshaw Sons & Latham, has been elected chairman of the Solicitors' European Group, which provides training for lawyers working in Europe.

Asia's fresh fields

Freethfields, a London law firm, has opened an office in Hanoi, Vietnam. The office is currently staffed with three lawyers, one British and two Vietnamese.

We call it the Global Digital Highway.

It will improve your business communication worldwide.

It will improve your business worldwide.



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AN ALLIANCE OF THE WORLD'S
MOST CREATIVE
COMMUNICATION COMPANIES

COMMODITIES AND AGRICULTURE

Kennecott under attack over diamond sampling

By Bernard Simon

in Toronto

Canadian geologists and mining analysts have strongly criticised Kennecott, the US subsidiary of UK mining group RTZ, in the wake of disastrous sampling results from one of the most prominent properties in the Northwest Territories diamond rush.

The results have burst the bubble of euphoria which has enveloped the search for diamonds across a wide swathe of northern Canada during the past two years.

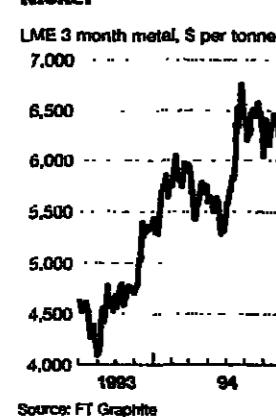
Share prices of companies involved in the stampede have crashed since Kennecott announced last Friday that results from the highly-touted Ti Kwi Cho kimberlite pipe were far below expectations.

Some of Kennecott's junior partners have lost more than 50 per cent of their market value. For example, Kettle River Resources plunged to C\$1.99 early yesterday from C\$11.75 just before Friday's announcement.

Mr John Idt, analyst at Dominick and Dominick Securities in Toronto, said yesterday the Ti Kwi Cho project was dead.

Supply deficit in nickel likely

Nickel

By Kenneth Gooding,
Mining Correspondent

The nickel market is this year heading for its first supply deficit since 1990, according to the research team at Bullion-Emmett Metals, a unit of the Royal Dutch/Shell group.

However, the deficit – forecast to be 8,000 tonnes – will be "only a drop in the ocean given the sizeable surpluses [totaling 110,000 tonnes] accumulated in the last three years".

So nickel prices are likely to be slightly lower in the second half of 1994 despite continuing strong demand from the stainless steel industry, the

principal user of nickel.

Mr Angus MacMillan, Bullion's research manager, says nickel might ease back to \$2.63 a lb (\$5,800 a tonne) compared with last night's closing price of \$2.76 a lb (\$6,025 a tonne). The CRU International consultancy group recently reported that 30,000 tonnes of nickel was waiting to be shipped from the port of Dushanbe in Russia and another 10,000 tonnes was at Murmansk. Mr MacMillan says that, when this metal arrives in the west, London Metal Exchange warehouse stocks will rise, putting downward pressure on prices.

The joint venture is, however, now pinning its hopes for diamond exploration on other nearby pipes.

Mr Jennings said that the results were not sufficiently encouraging to justify further bulk sampling from Ti Kwi Cho.

Mr Jennings, who has wide

experience in diamond exploration, said there was an "outside chance" that the samples were not representative of the whole pipe.

The joint venture is, however, now pinning its hopes for diamond exploration on other

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Mr Jennings said that the

company had "assumed an air of

secrecy" towards other joint-venture participants.

He alleged that the US company refused to allow its junior partners to visit its sampling plant at Yellowknife. He also said that Kennecott failed to carry out a promise to advise them well in advance if results failed to live up to expectations.

Two principal kimberlite bodies were analysed from the Ti Kwi Cho pipe. The higher-grade body was especially disappointing, with fewer than 30 per cent of those diamonds more than 2mm in diameter classified as gem quality.

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LUXEMBOURG (SUD REINWESEN)

MARKETS REPORT

Dollar firms against yen

The dollar yesterday reached a six week high against the yen, helped by sales of the Japanese currency against the D-Mark, writes Philip Gauthier.

Market conditions, however, were fairly quiet, and in the absence of any compelling fundamental factors to explain the dollar's relative strength, analysts were disinclined to attribute any significance to the move.

The dollar finished in London at Y101.345 from Y100.48 on Friday. Against the D-Mark it closed at DM1.5811 from DM1.5832.

Traders reported that much of the yen selling was seen against the D-Mark. It closed at Y64.11 against the Japanese currency from Y63.49 on Friday.

Helped by this strength against the yen, the D-Mark was generally stronger in Europe. It finished at FF13.424 against the French franc from FF13.422.

The lira was fairly stable at L897.9 from L897.5 with the parliamentary recess having taken the spotlight off the fragile state of Italian politics.

One currency to hold up fairly well against the D-Mark was sterling, which finished at DM2.438 from DM2.4389 on Friday. It was also little changed against the dollar, at \$1.542 from \$1.5415.

Analysts were slightly mystified by the firm dollar which seems as much to reflect a desire to sell the yen as to buy the US currency. Indeed, trade in mark/yen was reported to have been at similar levels to that in dollar/yen. This suggests that the market was happy to sell yen, but preferred buying the D-Mark rather than dollars.

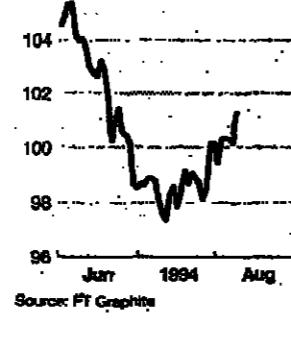
The dollar has recovered from a post-war low of Y86.55 against the yen and a 20-month low against the D-Mark of DM1.5855, on July 12.

Mr Steve Barrow, international economist at Chemical Bank in London, said Y64 against the D-Mark was a significant technical level and breach of it had probably prompted some short covering by those who held long yen positions.

Other factors supporting the

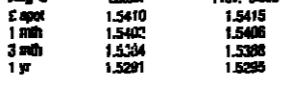
Dollar

Against the Yen (Y per \$)



Source: FT Graphics

Pound in New York



Source: FT Graphics

had fallen by about 25 basis points to 97.35 from close to 97.6.

This weakness in Japanese interest rate markets may account for some of the recent trend of Japanese funds to shift out of yen assets. One symptom of this trend will be the extent to which the Japanese participate in the quarterly refunding.

Mr Brian Durrant, economist at brokers GNI commented: "If Japanese institutions are on the threshold of recycling Japan's current account surplus, then \$/yen will take off."

■ UK money markets seemed to have shaken off their recent concerns about higher UK rates. Three month sterling LIBOR remained unchanged at 5% per cent while sentiment in the futures market was more positive.

Volumes were light, but the December short sterling contract finished six basis points higher at 93.40 from 93.34.

The market was helped by subdued producer inflation data, with output prices unchanged in July, and input prices increasing at an annual 2.6 per cent.

Net consumer lending, however, hit a record level in June. Analysts said this seemingly benign combination of firm economic growth, without inflation problems, was making UK assets more attractive and could explain why sterling had been stronger recently.

In its daily operations, the Bank of England provided £1.024bn assistance to the UK money markets after forecasting a £1bn shortage. Overnight money traded between 2 per cent and 4 per cent.

In Germany call money rates started the week firmer at 5/5.10 per cent from 4.85/4.95 per cent on Friday. Rates are not expected to drop much before the weekly repo allocation tomorrow. The repo rate is currently fixed at 4.85 per cent.

Following last week's strong employment report, sentiment has also shifted in favour of the Fed tightening policy, possibly at the August 16 FOMC meeting. Higher interest rates are normally associated with weaker bond markets.

While US interest rate markets have been under pressure, the same, if not more so, can be said of Japan. Mr Tony Nofi, UK treasury economist at ABN-AMRO in London, noted that over the past week the December Euroyen contract

dollar were the respite in US/Japan trade tensions, albeit temporary, and less foreign interest in the Nikkei share index.

Figures from IDEAS, the financial markets consultancy, show that foreigners were, during July, net sellers of the Nikkei index for the first time in 13 months. Previously foreign purchase of the Nikkei had been a key reason for yen strength, but in July foreigners sold \$1.7bn of Nikkei holdings.

The dollar has recently tracked the performance of US bonds closely. For this reason, some analysts who are pessimistic about the short-term outlook for bonds had a similar view about the dollar.

This view holds that it will be difficult for bonds to stage much of a recovery this week given the release of CPI and PPI figures and a \$40bn quarterly Treasury refunding exercise.

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In Germany call money rates started the week firmer at 5/5.10 per cent from 4.85/4.95 per cent on Friday. Rates are not expected to drop much before the weekly repo allocation tomorrow. The repo rate is currently fixed at 4.85 per cent.

Following last week's strong employment report, sentiment has also shifted in favour of the Fed tightening policy, possibly at the August 16 FOMC meeting. Higher interest rates are normally associated with weaker bond markets.

While US interest rate markets have been under pressure, the same, if not more so, can be said of Japan. Mr Tony Nofi, UK treasury economist at ABN-AMRO in London, noted that over the past week the December Euroyen contract

had fallen by about 25 basis points to 97.35 from close to 97.6.

This weakness in Japanese interest rate markets may account for some of the recent trend of Japanese funds to shift out of yen assets. One symptom of this trend will be the extent to which the Japanese participate in the quarterly refunding.

Mr Brian Durrant, economist at brokers GNI commented: "If Japanese institutions are on the threshold of recycling Japan's current account surplus, then \$/yen will take off."

■ UK money markets seemed to have shaken off their recent concerns about higher UK rates. Three month sterling LIBOR remained unchanged at 5% per cent while sentiment in the futures market was more positive.

Volumes were light, but the December short sterling contract finished six basis points higher at 93.40 from 93.34.

The market was helped by subdued producer inflation data, with output prices unchanged in July, and input prices increasing at an annual 2.6 per cent.

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Mr Brian Durrant

NEW YORK STOCK EXCHANGE COMPOSITE PRICES

4 p.m. close August 8

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Flat Square Tube
NICAM Digital Stereo
Well-Shaped

SAMSUNG

174

Finance

3	61	10	11	11	11
3	2100	264 ₂	354 ₂	263 ₂	15 ₂
7	9	258	131 ₂	134 ₂	131 ₂
4	13	1036	144 ₂	144 ₂	144 ₂
12	142	28	25 ₂	25	14
2	9	472	161 ₂	164 ₂	164 ₂
25	946	255 ₂	254 ₂	251 ₂	15 ₂
		8	8	8	8
3311	55	581 ₂	581 ₂	581 ₂	15 ₂

NYSE COMPOSITE PRICES

4 pm close August 8

High	Low	Stock	Vol.	W	W	30d	High	Low	Close	Chg.	Chg.	High	Low	Stock	Vol.	W	W	30d	High	Low	Close	Chg.	Chg.		
Continued from previous page																									
304	25	StilexAP	x	1.80	6.7	13	5	250	284	267	-1	-1	1494	150	125	TRP Entrep	1.63	11.1	14	955	163	14	145	-1	-1
45	37	Strel	1.50	3.6	4	1281	425	42	42	-1	-1	773	61	71	TBM x	2.00	2.6	20	352	701	60	705	-1	-1	
93	5	5 Star	1.50	8	15	55	54	54	54	-1	-1	308	22	22	Tomas Rd	0.42	6.3	10	440	328	6	64	-1	-1	
403	34	Saline Man	1.40	4.1	7	5563	345	345	345	-1	-1	73	5	5	Talbott	0.04	8.0	3	129	125	12	124	-1	-1	
133	11	Salmon Br	x	0.22	2.6	2	53	72	72	72	-1	-1	124	10	10	Talley Pt	1.00	4.5	16	730	372	37	37	-1	-1
524	42	Salom	0.64	1.5	5	2005	434	424	424	-1	-1	163	10	10	Tandem	1.00	3	4161	145	135	135	145	-1	-1	
25	17	SandGE	1.52	7.5	8	313	204	204	204	-1	-1	121	12	12	Tandy	0.60	1.5	15	255	305	305	305	-1	-1	
10	72	Sanderson	0.18	1.7	8	817	94	95	95	-1	-1	121	4	2	TCCard	0.60	7.0	3	94	94	94	94	-1	-1	
154	13	Sando	1.50	12	12	1289	145	145	145	-1	-1	225	18	18	Tecno Eng	1.01	5.0	15	125	204	204	204	-1	-1	
40	31	SandoPac	2.80	8.1	18	71	352	345	345	-1	-1	33	25	25	Tecno Inc	0.60	2.0	20	119	305	305	305	-1	-1	
264	25	SandPac	0.10	0.5	11	4808	20	195	195	-1	-1	225	14	14	Tecton	0.80	4.4	72	185	178	178	178	-1	-1	
26	18	SandPac	0.64	3.1	14	2716	218	202	202	-1	-1	48	34	34	Tekton	1.60	4.0	8	477	425	425	425	-1	-1	
503	42	SandPac Corp	0.28	6.2	12	202	451	453	453	-1	-1	76	50	50	Teknor	1.53	24	1342	545	524	524	515	-1	-1	
202	12	SandPac	1.00	7.3	9	3367	14	135	135	-1	-1	121	12	12	Tenax	1.00	19	42	908	525	525	515	-1	-1	
402	31	SandPacP	27	404	404	365	365	365	-1	-1	121	9	9	Tenax Man	0.60	1.5	15	255	305	305	305	-1	-1		
55	24	SandPacP	2.04	3.1	15	3144	84	85	85	-1	-1	225	18	18	Tecno Eng	1.01	5.0	15	125	204	204	204	-1	-1	
63	50	SandPac	1.20	2.0	24	3481	59	59	59	-1	-1	33	25	25	Tecno Inc	0.60	2.0	20	119	305	305	305	-1	-1	
223	23	SandPacP	0.28	1.1	12	1359	262	255	255	-1	-1	121	9	9	Tecno Man	0.60	1.5	15	255	305	305	305	-1	-1	
104	61	SandPac	0.12	0.3	77	5537	56	56	56	-1	-1	121	9	9	Tecno Man	0.60	1.5	15	255	305	305	305	-1	-1	
157	13	SandPac	0.10	0.7	13	15	142	142	142	-1	-1	121	9	9	Tecno Man	0.60	1.5	15	255	305	305	305	-1	-1	
67	27	SandPac	0.69	1.3	16	2708	56	56	56	-1	-1	121	9	9	Tecno Man	0.60	1.5	15	255	305	305	305	-1	-1	
284	16	SandPac	0.21	0.9	82	24	232	232	232	-1	-1	30	25	25	Tecno Man	2.40	8.7	10	58	274	274	274	-1	-1	
51	42	SandPac	0.16	1.5	31	192	19	19	19	-1	-1	31	20	20	Tecno	0.06	0.8	9	9	560	560	560	560	-1	-1
184	13	SandPac	0.70	4.2	8	8	182	153	153	-1	-1	95	4	4	Tecno	0.08	12	12	511	511	511	511	-1	-1	
154	16	SandPac	0.58	1.8	38	1884	304	304	304	-1	-1	50	50	50	Tecno	3.20	5.2	13	2651	645	645	645	-1	-1	
32	26	SandPac	0.51	20	31	512	31	31	31	-1	-1	30	25	25	Tecno	0.08	12	12	511	511	511	511	-1	-1	
294	25	SandPac	0.58	1.8	38	1884	304	304	304	-1	-1	30	25	25	Tecno	0.08	12	12	511	511	511	511	-1	-1	
325	25	SandPac	0.51	20	31	512	31	31	31	-1	-1	30	25	25	Tecno	0.08	12	12	511	511	511	511	-1	-1	
55	22	SandPac	1.50	14	7	3003	474	454	454	-1	-1	121	9	9	Tecno	1.00	1.5	15	255	305	305	305	-1	-1	
134	11	SandPac	0.84	5.9	94	94	124	124	124	-1	-1	121	9	9	Tecno	1.00	1.5	15	255	305	305	305	-1	-1	
394	22	SandPac	0.22	0.7	33	1040	354	314	314	-1	-1	121	9	9	Tecno	0.08	12	12	511	511	511	511	-1	-1	
37	27	SandPac	0.80	2.1	4	65	28	28	28	-1	-1	121	9	9	Tecno	0.08	12	12	511	511	511	511	-1	-1	
404	22	SandPac	0.50	1.6	17	10	32	32	32	-1	-1	121	9	9	Tecno	0.08	12	12	511	511	511	511	-1	-1	
224	22	SandPac	0.42	1.6	21	152	262	262	262	-1	-1	121	9	9	Tecno	0.42	2.7	12	62	824	824	824	824	-1	-1
254	22	SandPac	0.32	18	15	25	25	25	25	-1	-1	121	9	9	Tecno	0.40	21	39	23	265	265	265	265	-1	-1
15	15	SandPac	1.00	2.6	12	1520	264	232	232	-1	-1	121	9	9	Tecno	0.42	3.5	19	304	304	304	304	-1	-1	
424	24	SandPac	1.00	37	37	37	37	37	37	-1	-1	121	9	9	Tecno	0.35	1.9	20	175	185	185	185	-1	-1	
567	56	SandPac	1.07	4.5	21	261	85	85	85	-1	-1	121	9	9	Tecno	0.28	0.9	238	315	305	305	305	-1	-1	
354	29	SandPac	0.56	1.7	74	74	324	324	324	-1	-1	121	9	9	Tecno	0.68	2.8	7	180	245	245	245	-1	-1	
155	12	SandPac	0.56	1.7	74	74	324	324	324	-1	-1	121	9	9	Tecno	2.34	36	21	126	624	624	624	-1	-1	
224	12	SandPac	0.10	0.7	17	10	577	142	142	142	-1	-1	121	9	9	Tecno	0.40	2.7	39	145	145	145	145	-1	-1
124	12	SandPac	1.12	1.5	59	59	152	152	152	-1	-1	121	9	9	Tecno	0.44	1.7	38	145	145	145	145	-1	-1	
224	12	SandPac	0.10	0.7	17	10	577	142	142	-1	-1	121	9	9	Tecno	0.44	1.7	38	145	145	145	145	-1	-1	
154	9	SandPac	1.25	16	16	16	16	16	16	-1	-1	121	9	9	Tecno	0.44	1.7	38	145	145	145	145	-1	-1	
324	26	SandPac	1.12	3.4	16	29	324	324	324	-1	-1	121	9	9	Tecno	0.48	22	15	74	21	21	21	-1	-1	
324	26	SandPac	1.12	3.4	16	29	324	324	324	-1	-1	121	9	9	Tecno	0.60	15	13	3465	311	311	311	-1	-1	
214	16	SandPac	0.62	2.4	14	1591	294	294	294	-1	-1	25	22	22	Tecno	0.40	1.7	38	145	145	145	145	-1	-1	
214	16	SandPac	0.52	2.4	14	1591	294	294	294	-1	-1	25	22	22	Tecno	0.48	21	39	145	145	145	145	-1	-1	
443	34	SandPac	0.50	21	18	55	25	25	25	-1	-1	121	9	9	Tecno	1.92	8.3	10	45	233	233	233	-1	-1	
214	17	SandPac	1.09	28	19	1677	374	374	374	-1	-1	121	9	9	Tecno	2.03	8	9	855	535	535	535	-1	-1	
214	17	SandPac	0.24	13	22	261	184	184	184	-1	-1	121	9	9	Tecno	0.38	9	7	143	565	565	565	-1	-1	
214	17	SandPac	1.08	3.4	10	1265	284	284	284	-1	-1	121	9	9	Tecno	0.60	4	11	266	145	145	145	-1	-1	
342	26	SandPac	1.08	3.4	10	1265	284	284	284	-1	-1	121	9	9	Tecno	0.60	4	11	266	145	145	145	-1	-1	
324	26	SandPac	0.94	4.7	12	1263	126	56	56	-1	-1	121	9	9	Tecno	0.60	4	11	266	145	145	145	-1	-1	
324	26	SandPac	1.14	11	11	95	95	124	124	-1	-1	121	9	9	Tecno	0.60	4	11	266	145	145	145	-1	-1	
467	42	SandPac	1.00	4.6	6	21	42	42	42	-1	-1	121	9	9	Tecno	0.60	20	19	1505	345	345	345	-1	-1	
467	42	SandPac	0.54	32	32	SandPac	32	32	32	-1	-1	121	9	9	Tecno	0.60	20	19	1505	345	345	345	-1	-1	
217	17	SandPac	1.44	7.8	11	95	155	155	155	-1	-1	121	9	9	Tecno	0.74	3	3	129	129	129	129	-1	-1	
217	17	SandPac	1.20	6.9	8	38	175	175	175	-1	-1	121	9	9	Tecno	0.60	8	8	175	175	175	175	-1	-1	
217	17	SandPac	1.00	3.9	8	109	21	21	21	-1	-1	121	9	9	Tecno	0.60	8	8	175	175	175	175	-1	-1	
332	26	SandPac	1.05	18	6	3641	194	19	19	-1	-1	121	9	9	Tecno	0.60	3	3	129	129	129	129	-1	-1	
332	26	SandPac	1.76	5.8	6	35	281	281	281	-1	-1	121	9	9	Tecno	0.60	3</td								

NASDAQ NATIONAL MARKET

A CHICAGO APPROACH

AMEX COMPOSITE PRICES

AMEX COMPOSITE PRICES											
	P/	Stk	Div.	E	100s	High	Low	Close	Chng		
Stock											
Adv Magn	463	20	145	8	142	142	142	142	+1		
Affin Inc	2	32	14	14	14	14	14	14	+1		
Alpha Ind	3	197	54	52	52	52	52	52	+1		
Am Int Pa	1,044	18	165	18	165	165	165	165	+1		
AmplusA	0.64193	42	21	21	20	20	20	20	+1		
Amidhi	0.05	2	1745	65	65	65	65	65	+1		
Ampli	2	270	14	14	14	14	14	14	+1		
Ampli-AmA	57	522	103	93	93	93	93	93	+1		
ASH Inv	0.72	5	73	21	21	21	21	21	+1		
Atmosph	28	25	25	25	25	25	25	25	+1		
Atari	5	685	45	45	45	45	45	45	+1		
AtelcoM B	0	10	16	16	16	16	16	16	+1		
Audifox A	6	137	71	71	71	71	71	71	+1		
B&H Ocean	0.55	0	7	21	21	21	21	21	+1		
BadgerM	0.73	16	23	23	23	23	23	23	+1		
BaldwinT A	0.30	212	54	54	54	54	54	54	+1		
Barry RG	20	365	621	621	621	621	621	621	+1		
BAIadr	0.91	13	132	132	132	132	132	132	+1		
Beard	5	3	12	12	12	12	12	12	+1		
Bank Man	0.46152	11	21	21	21	21	21	21	+1		
Baro-Red A	56	280	193	193	193	193	193	193	+1		
Barstuk A	0.50	41	31	41	41	41	41	41	+1		
Baw Valley	178	30	611	23	112	112	112	112	+1		
Bawmer	28	768	23	23	23	23	23	23	+1		
Bawme	0.30	10	68	22	22	22	22	22	+1		
Brescon A	1.04235	5	144	144	144	144	144	144	+1		
Calprop	2	297	34	34	34	34	34	34	+1		
Cambridge	0.20	14	7	23	23	23	23	23	+1		
Cam Marc	2.21	21	110	11	11	11	11	11	+1		
Cambrs A	0.01	6	60	24	24	24	24	24	+1		
Champion	5	85	25	25	25	25	25	25	+1		
Champion	47	144	34	34	34	34	34	34	+1		
Colprop	2	297	34	34	34	34	34	34	+1		
Combiex	0.20	14	7	23	23	23	23	23	+1		
Com Marc	2.21	21	110	11	11	11	11	11	+1		
Combrs A	0.01	6	60	24	24	24	24	24	+1		
Combrs	5	85	25	25	25	25	25	25	+1		
Compr	47	144	34	34	34	34	34	34	+1		
Coran	0.89	5	211	211	211	211	211	211	+1		
Concert FoA	0.72	12	363	20	19	19	19	19	+1		
Conter	0.70	73	13	121	154	154	154	154	+1		
Confield	1	32	12	12	12	12	12	12	+1		
Greenman	34	21	64	65	65	65	65	65	+1		
Gulf Cds	0.34	28	347	42	42	42	42	42	+1		
Frequency	4	100	4	4	4	4	4	4	+1		
Harbo	0.26	13	1338	305	304	305	305	305	+1		
Health Ch	5	28	51	38	38	38	38	38	+1		
Healthwest	3	313	55	55	55	55	55	55	+1		
Herco	0.15	41	2	95	95	95	95	95	+1		
HewlettA	10	176	93	93	93	93	93	93	+1		
ICH Corp	1	845	54	54	54	54	54	54	+1		
InstrumentCp	0.12	28	533	113	114	114	114	114	+1		
Int. Coms	2	1764	20	20	20	20	20	20	+1		
Intermagn	100	238	20	20	20	20	20	20	+1		
Intex	0.06	18	2124	18	17	18	18	18	+1		
Jen Bell	4	182	53	54	54	54	54	54	+1		
Kellogg	21	67	144	144	144	144	144	144	+1		
Kinect Cp	21	10	4	4	4	4	4	4	+1		
Kirkay Exp	19	278	17	16	17	16	17	17	+1		
KogreEq	81	118	56	56	56	56	56	56	+1		
Labora	7	67	11	11	11	11	11	11	+1		
Labora Ind	16	73	53	53	53	53	53	53	+1		
Lee Pharm	8	15	11	11	11	11	11	11	+1		
Luxem Inc	175	5	105	105	105	105	105	105	+1		
Lynch Cp	8	12	26	25	25	25	25	25	+1		
Mapco	4	98	351	35	35	35	35	35	+1		
Medco A	0.44	29	192	29	29	29	29	29	+1		
Men Co	0.20	6	11	4	3	3	3	3	+1		
MileWld	2	2	6	6	6	6	6	6	+1		
Mong A	15	10	84	84	84	84	84	84	+1		
MSR Expl	60	20	15	15	15	15	15	15	+1		
Net Plus	6	75	21	21	21	21	21	21	+1		
NY Tky Tm	0.56346	385	24	24	24	24	24	24	+1		
NutriCentrU	0.20	10	90	84	84	84	84	84	+1		
NutriMaze	115	7	54	54	54	54	54	54	+1		
NVR	9	10	54	54	54	54	54	54	+1		
Viscom	13	443	394	387	387	387	387	387	+1		
Viscom3	5285	352	348	348	348	348	348	348	+1		
Westworld	29	1212	12	11	11	11	11	11	+1		
Westmater	0.60	24	313	26	26	26	26	26	+1		
WIRET	1.12	20	51	44	44	44	44	44	+1		
Wirsiten	0.60	14	109	103	103	103	103	103	+1		

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BHA Grp	0.12	16	52	11	10	11	+3	FutmedADR	28	28	42	42	42	+4	Mid At M	18	4837	21 ²	20 ²	21 ²	+8	Sunlife	37	1210	25 ²	24 ²	24 ²	+8											
Ice	90	188	42	42	42	42	+2	GBX Serv	0.07	20	4	13 ²	13 ²	13 ²	+2	Mid Atlantic	0.52	11	421	29	28 ²	+8	Sunlife	13	8534	24 ²	23 ²	24	+8										
Big B	0.16	15	54	11 ²	11	11 ²	-2	Globe	0	20	3	3 ²	2 ²	3 ²	-2	MidWest	0.50	27	13	33 ²	33 ²	33 ²	-2	Sunlife Inc	39	1568	39	37 ²	37 ²	-2									
Bradley W	0.08	13	71	12 ²	12 ²	12 ²	-4	Genentech	35	124	8	5 ²	5 ²	5 ²	-4	Miller H	0.52	20	27 ²	27 ²	27 ²	+8	Symetech	37	363	11 ²	11 ²	11 ²	-2										
Bogen	44	3610	41	42	42	42	+2	Genetech	17	35	13 ²	13	13	-4	Minitech	17	35	13 ²	13	13	-4	Symphony	0.40	18	345	18 ²	18 ²	18 ²	-2										
Bonnet	16	1120	92	94	92	92	-2	Genitex	6	10	3 ²	3 ²	3 ²	-2	MobileTel	52	1945	21 ²	21	21 ²	+8	Symcor	75	2	34	3 ²	3 ²	-2											
Block Drg	1.04	11	105	30 ²	29 ²	30 ²	+8	Genix Serv	0.07	20	4	13 ²	13 ²	13 ²	+2	Modem Co	0.20	10	77	74	65 ²	+8	Symgen	1	1084	42	41	42	-2										
BMC Softw	15	2208	42 ²	47	47	47	-2	Genmet Rx	10	86	3 ²	3 ²	3 ²	-2	Modem M	0.52	20	2109	29	27 ²	+8	Symmetric	65	341	15 ²	14 ²	14 ²	-2											
Boatman S	1.24	11	1874	34 ²	34 ²	34 ²	-2	Genit Co	0.1615	33	61 ²	6	6 ²	-2	Molex	0.04	911	38	37 ²	37 ²	37 ²	-2	Synopsis	12	3513	13 ²	13 ²	13 ²	-2										
Boe Evar	0.27	18	270	20 ²	20 ²	20 ²	-4	Genit Bind	0.40	19	5	11 ²	18 ²	18 ²	-2	Moscom	0.04	10	297	6	54	+2	Symsoft	0.12	16	145	14	13 ²	+2										
Boole & B	14	12	27 ²	27 ²	27 ²	27 ²	-2	Genity	16	30	4 ²	4 ²	4 ²	-2	Moscom P	0.36	22	9	31	30 ²	30 ²	+2	Syntelco	23	582	14 ²	14 ²	14 ²	+2										
Borderland	4	5614	12 ²	12 ²	12 ²	12 ²	+2	Genysys	1	18	10 ²	10 ²	10 ²	-2	Mycom	0.12	16	145	14	13 ²	+2	Systech	36	4306	17 ²	17 ²	17 ²	+2											
Boston Br	0.76	5	158	34	33 ²	33 ²	-2	Genysys P	1	18	10 ²	10 ²	10 ²	-2	Mycom P	0.36	22	9	31	30 ²	30 ²	+2	T-Car Sc	6	276	3 ²	3 ²	3 ²	+2										
Boston Te	43	472	95 ²	93	92	92	-2	Genysys S	1	18	10 ²	10 ²	10 ²	-2	Mycom S	0.36	22	9	31	30 ²	30 ²	+2	T-Link Pr	0.52	18	363	28 ²	29 ²	29 ²	-2									
Brady W A	0.68	18	6	47 ²	47 ²	47 ²	-2	Genysys T	1	18	10 ²	10 ²	10 ²	-2	Mycom T	0.36	22	9	31	30 ²	30 ²	+2	TBC Cp	13	262	10	5 ²	5 ²	-2										
Bruno	0.20	29	350	12 ²	12 ²	12 ²	-2	Genysys V	1	18	10 ²	10 ²	10 ²	-2	Mycom V	0.36	22	9	31	30 ²	30 ²	+2	TCA Cable	0.44	27	410	22 ²	22 ²	22 ²	+2									
Bruno S x	0.26	16	879	7 ²	7 ²	7 ²	-2	Genysys W	1	18	10 ²	10 ²	10 ²	-2	Mycom W	0.36	22	9	31	30 ²	30 ²	+2	TechData	10	1388	18 ²	15 ²	16	+2										
BSS Brnp	0.78	8	16	28 ²	27 ²	27 ²	-2	Gibson St	0.40	9	680	14 ²	14 ²	14 ²	+2	Navigator	0.20	21	27	14	12 ²	14	-2	Telco Sys	7	755	11 ²	11	11	-2									
Bl Shpg	0.48	6	465	24 ²	25 ²	25 ²	-2	Giddings L	0.13	13	6830	18 ²	18	18 ²	+2	Navigator	0.20	21	27	14	12 ²	14	-2	Telco Sys A	3	7	84	7 ²	7 ²	-2									
Buffets	24	3628	16 ²	15 ²	16 ²	16 ²	+2	Gilbert A	0.00	18	34	15 ²	15	15	-2	Netw	0.16	12	184	28 ²	28 ²	28 ²	-2	Telco Sys A	3	7	84	7 ²	7 ²	-2									
BuildersT	21	235	12 ²	11 ²	12	12	-2	Gish Biomed	11	7	5	5	5	-2	Netw F	0.12	11	114	16 ²	16 ²	16 ²	-2	Telco Sys A	3	7	84	7 ²	7 ²	-2										
Burr Brwn	28	71	8 ²	8 ²	8 ²	8 ²	-2	Good Guys	15	1318	12 ²	11 ²	12 ²	+1 ²	+2	Netw F	0.16	12	184	28 ²	28 ²	28 ²	-2	Telco Sys A	3	7	84	7 ²	7 ²	-2									
BusinessR	63	2100	72 ²	33 ²	33 ²	33 ²	-2	Good Guys P	0.80	17	2538	20 ²	19 ²	20 ²	+1 ²	+2	Netw F	0.12	11	114	16 ²	16 ²	16 ²	-2	Telco Sys A	3	7	84	7 ²	7 ²	-2								
BusinessW	7	74	30	29 ²	30	30	-2	GraniteSys	41	10	21 ²	21 ²	21 ²	-2	Netw F	0.16	12	184	28 ²	28 ²	28 ²	-2	Telco Sys A	3	7	84	7 ²	7 ²	-2										
- C -																																							
C Tec	157	101	22 ²	22	22	22	-2	- H -																															
Cabot Med	6	97	5 ²	5 ²	5 ²	5 ²	-2	Harding A	54	29	8	65 ²	6	6	-2	Hardley	0.64	8	38	21 ²	20 ²	20 ²	+2	Harper Sp	0.16	12	184	28 ²	28 ²	28 ²	-2	HAC Re	0.16	12	184	28 ²	28 ²	28 ²	-2
CardScrews	1.37	16	124	28 ²	28 ²	28 ²	+2	Harper Sp	0.30	12	364	13 ²	13 ²	13 ²	+2	Harper Sp	0.72	11	114	16 ²	16 ²	16 ²	-2	Hach Fnd	0.12	11	114	16 ²	16 ²	16 ²	-2								
CardScrewsD	0.20	21	69	17 ²	17	17 ²	-2	Harpo	0.16	24	32	28 ²	28 ²	28 ²	+2	Harpo	0.36	78	132	16 ²	16 ²	16 ²	-2	Hach Fnd	0.12	11	114	16 ²	16 ²	16 ²	-2								
Carre Cp	343	236	5 ²	5 ²	5 ²	5 ²	-2	Harpo & Co	0.16	24	32	28 ²	28 ²	28 ²	+2	Harpo & Co	0.30	12	364	13 ²	13 ²	13 ²	+2	Hach Fnd	0.12	11	114	16 ²	16 ²	16 ²	-2								
Calgene	2.25	54	4120	92	94	94	-2	Healthcare	21	2286	23 ²	23 ²	23 ²	+2	Healthcare	0.08	18	646	12	11 ²	11 ²	-2	Hach Fnd	0.12	11	114	16 ²	16 ²	16 ²	-2									
Cal Micro	21	22	22 ²	21 ²	21 ²	21 ²	-2	Healthcare	0.08	18	646	12	11 ²	11 ²	-2	Hach Fnd	0.12	11	114	16 ²	16 ²	16 ²	-2	Hach Fnd	0.12	11	114	16 ²	16 ²	16 ²	-2								
CambridgeBio	1	1035	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2								
Camgene	3	227	1 ²	1 ²	1 ²	1 ²	-2	Healthcare	0.16	19	956	11 ²	11 ²	11 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ²	-2	Holding	0.67	10	10 ²	10 ²	10 ²	10 ^{2</sup}									

AMERICA

Bond yields offer modest boost to Dow

Wall Street

US share prices edged higher yesterday morning in quiet trading as a drop in bond yields provided a modest boost to stock market sentiment, writes Patrick Harverson in New York.

By 1pm, the Dow Jones Industrial Average was up 6.47 at 3,753.49. The more broadly based Standard & Poor's 500 was also slightly firmer, up 0.54 at 457.63, while the American Stock Exchange composite was 1.12 higher at 441.46 and the Nasdaq composite 1.04 ahead at 719.71. Trading volume on the NYSE was light at 12m shares by 1pm.

After last week's late sell-off, which was prompted by a surge in bond yields, trading was expected to be subdued yesterday. Bond yields had risen on Friday because a stronger than expected July jobs report had raised fears that the Federal Reserve would tighten interest rates again to slow down the economy.

When bond yields opened lower in the morning, it provided a lift to share prices. A slight firming in the dollar also supported stocks early on but trading activity remained light, with many investors and dealers choosing to stay on the sidelines until later in the week when July inflation figures are due to be released.

Among individual stocks, leading issues were mostly firmer, although gains were kept to a minimum. General Motors was up 3¢ at \$50.05, IBM 5¢ higher at \$62.30, Merck up 3¢ at \$30.05 and Procter & Gamble 5¢ higher at \$54.50.

North American Mortgage forged ahead 5¢ to \$30.15 in

heavy trading after the mortgage banking company revealed that it had asked Morgan Stanley to advise on strategic alternatives to enhance shareholder value.

Molecular Biosystems jumped \$2.91 to \$12.14 after the US Food and Drug Administration gave final approval for Alubenex, the company's flagship product, which is used as a contrast-imaging agent.

Canada

Toronto stocks were mixed in quiet midday trading.

Gains in conglomerates and industrial products were offset by losses in real estate and transportation.

The TSE 300 composite index edged 0.05 higher to 4,168.59 in volume of 33.3m shares valued at C\$306.2m. Declines outpaced advances by 265 to 232, with 290 stocks unchanged.

Venezuela

Equities in Caracas showed little reaction to reports that a further crisis in the financial sector could be developing following the suspension from trading of four of the country's banks.

The Merinvest composite index closed the session down 1.24, or 1 per cent, at 124.58.

The stock exchange authorities later lifted the suspension from two of the banks. Mr Julio Sosa Rodriguez, the country's finance minister, denied that there was a problem in the banking sector, but added that there could be changes to the boards of directors in some of the banks.

Among major stocks, Electricidad de Caracas was down 5 bolivars at 300 bolivars.

MARKETS IN PERSPECTIVE

	% change in local currency t				% change starting t				% change in US \$ t			
	1 Week	4 Weeks	1 Year	Start of 1994	Start of 1994	Start of 1994	Start of 1994	Start of 1994	1 Week	4 Weeks	1 Year	Start of 1994
Austria	+3.48	+3.81	+8.31	-5.34	-0.62	+3.55						
Belgium	+1.44	+5.74	+8.38	-2.35	+4.06	+8.42						
Denmark	-0.44	+5.52	+5.52	+1.24	+8.13	+10.59						
Finland	+1.22	+7.61	+38.48	+18.63	+26.89	+32.20						
France	+1.82	+2.97	+3.00	-8.21	-1.82	+2.30						
Ireland	+4.21	+10.23	+15.01	+3.49	+7.40	+11.90						
Italy	-0.75	+3.43	+17.11	+15.19	+19.92	+24.95						
Netherlands	+2.04	+7.12	+15.78	-1.82	+2.97	+7.29						
Norway	+0.21	+10.24	+21.39	+7.12	+11.85	+16.54						
Spain	+2.40	+10.39	+14.73	-2.56	+2.61	+7.12						
Sweden	+1.38	+10.50	+18.00	+5.55	+8.07	+13.65						
Switzerland	+1.09	+1.56	+8.51	-10.40	-4.32	-0.31						
UK	+2.70	+7.02	+7.77	-6.67	-3.66	-2.77						
EUROPE	+1.68	+6.62	+10.12	-4.36	-1.30	+2.64						
Australia	+1.79	+7.19	+13.80	-2.59	+2.12	+5.40						
Hong Kong	+1.09	+13.46	+33.55	-20.35	+23.54	+20.34						
Japan	+0.77	-0.58	-0.48	+13.38	+20.86	+25.93						
Malaysia	+6.65	+13.17	+45.77	-15.00	+14.83	+11.05						
New Zealand	+6.30	+9.62	+14.53	-1.32	+2.31	+6.61						
Singapore	+2.85	+8.80	+27.36	-8.91	-6.85	+2.75						
Canada	+0.29	+2.85	+9.88	-1.43	-0.67	-5.65						
USA	-0.23	+1.90	+1.88	-1.64	-5.53	-1.64						
Mexico	+15.09	+10.50	+44.78	-0.32	-11.98	-8.29						
South Africa	+1.71	+6.13	+14.17	+17.46	+8.29	+10.74						
WORLD INDEX	+0.87	+2.91	+4.98	+1.09	+1.93	+2.64						

* Based on August 5th 1994. Copyright, The Financial Times Limited, Goldman, Sachs & Co and NatWest Securities Limited.

European bourses showed particular strength last week, with Italy being the only exception to the positive tone as further political and personal problems confronted the administration of Mr Silvio Berlusconi.

Asia's markets were also chilient, with Malaysia recording the best performance last week in local currency terms, although looking at the year as a whole it still remains one of the worst performers in dollar terms: off 11 per cent since last December 31.

Ireland led Europe's gainers last week, with the rise explained mainly by the 16 per cent advance in the share price of Jefferson Smurfit, the packaging group, on mid-week news that it was acquiring the paper and packaging unit of Saint-Gobain, the French glass and building materials company. The market received further encouragement from AIB, up nearly 3 per cent, after reporting interim results slightly ahead of expectations.

According to Davy's, the Dublin-based broker, the overall market valuation now stands at 12.1 times 1994 earnings estimates, and 10.3 times those for 1995. Given the growth in the domestic economy, Davy's expects the market to rally further in the coming months.

FT-ACTUARIES' WORLD INDICES

NATIONAL AND REGIONAL MARKETS	FRIDAY AUGUST 5 1994											
	US	UK	France	Germany	Switzerland	Denmark	Sweden	Finland	Netherlands	Austria	Belgium	Spain
Figures in parentheses show the value of lines of stock.												
Australia	177.66	1.3	170.78	112.73	145.26	84.84	8.4	3.45	175.25	168.55	110.03	144.05
Austria	191.55	0.3	184.22	121.67	157.58	157.64	0.6	1.01	190.55	183.82	120.95	156.95
Belgium	176.34	0.0	169.66	112.01	145.05	141.59	0.1	1.90	176.40	183.91	111.72	144.92
Denmark	-0.44	-0.52	127.91	81.17	125.33	-0.5	-0.5	2.64	128.88	124.14	81.63	105.93
Finland	+1.22	+7.61	+38.48	+18.63	+26.89	+32.20	-0.5	1.28	275.04	284.92	174.20	220.05
Germany	+1.82	+2.97	+14.19	-5.09	-0.03	+4.16	-0.1	1.68	179.23	172.19	104.20	150.65
Ireland	+4.21	+10.23	+15.01	+3.49	+7.40	+11.90	-0.1	1.27	197.23	172.40	121.25	175.07
Italy	-0.75	+3.43	+17.11	+15.19	+19.92	+24.95	-0.1	1.72	146.40	141.01	92.72	120.33
Netherlands	+2.04	+7.12	+15.78	-1.82	+2.97	+7.29	-0.1	1.34	391.45	377.07	247.94	371.75
Norway	+0.21	+10.24	+21.39	+7.12	+11.85	+16.54	-0.1	1.72	206.85	199.27	130.31	202.31
Spain	+2.40	+10.39	+14.73	-2.56	+2.61	+7.12	-0.1	1.74	248.85	237.02	162.85	248.85
Sweden	+1.38	+10.50	+18.00	+5.55	+8.07	+13.65	-0.1	1.23	358.82	345.09	229.91	354.09
UK	+2.70	+7.02	+7.77	-6.67	-3.66	-2.77	-0.1	1.74	319.55	307.07	228.94	319.55
EUROPE	+1.68	+6.62	+10.12	-4.36	-1.30	+2.64	-0.1	1.75	203.68	199.27	130.31	202.31
Austria	177.66	1.3	180.93	131.64	170.86	191.68	-0.1	1.51	188.27	183.50	154.64	170.91
Belgium	191.55	0.3	187.05	104.01	101.01	-0.6	-0.1	1.67	184.99	158.83	104.50	155.07
Denmark	176.34	0.0	157.03	104.20	152.82	152.69	-0.1	1.67	176.34	176.34	10	